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HEARINGS

Before The

Executive Session

SELECT COMMITTEE ON ASSASSINATIONS

**HOUSE OF REPRESENTATIVES**

Tuesday, April 25, 1978

Witness - David Atlee Phillips

Washington, D.C.

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1 House of Representatives  
2 Subcommittee on the Assassination of John F. Kennedy  
3 of the Select Committee on Assassinations  
Washington, D. C.  
4 Tuesday, April 25, 1978

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6 Testimony of David Atlee Phillips

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E X E C U T I V E   S E S S I O N

TUESDAY, APRIL 25, 1978

House of Representatives,

Subcommittee on the Assassination of John F. Kennedy of the Select Committee on Assassinations,

Washington, D. C.

The subcommittee met, pursuant to notice, at 11:05 a.m., in room 2200, Rayburn House Office Building, the Hon. Richardson Preyer (chairman of the subcommittee) presiding.

Present: Representatives Preyer, Dodd and Devine.

Staff Members Present: M. Goldsmith, E. Berning, D. Hardway, J. Blackmer, W. Triplett, E. Lopez and G. Fonzi.

Mr. Preyer. The committee will resume its hearing.

Mr. Phillips, thank you for being here today. I know that it was an inconvenience to you and we appreciate your working out your schedule so you could be here.

Mr. Phillips. Yes, sir.

Mr. Preyer. We will ask you to be sworn, sir.

Do you solemnly swear that the evidence you will give to the committee will be the truth, the whole truth and nothing but the truth, so help you God?

Mr. Phillips. I do.

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## TESTIMONY OF DAVID ATLEE PHILLIPS

Mr. Preyer. Thank you, Mr. Phillips.

I believe you have been given a copy of the rules of the committee.

Mr. Phillips. Yes, sir, I have.

Mr. Preyer. At this time I will give a brief statement concerning the subject of the investigation which we give to every witness.

House Resolution 222 mandates the committee to conduct a full and complete investigation and study of the circumstances surrounding the assassination and death of President John F. Kennedy in determining whether the existing laws of the United States concerning the protection of the President and the investigatory jurisdiction and capability of agencies and departments are adequate in their provisions and enforcement and whether there was full disclosure of evidence and information among the agencies and departments of the United States Government and whether any evidence or information not in the possession of an agency or department would have been of assistance in investigating the assassination and why such information was not provided or collected by that agency or department and to make recommendations to the House if the Select Committee deems it appropriate for the amendment of existing legislation and the enactment of new legislation.

The Chair will recognize Mr. Goldsmith for the beginning

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1 of the questioning.

2 Mr. Goldsmith. Thank you, Mr. Chairman.

3 Mr. Phillips, for the record would you state your full  
4 name and address, please.

5 Mr. Phillips. David Atlee Phillips, 8224 Stone Trail  
6 Drive, Bethesda, Maryland, 20034.

7 Mr. Goldsmith. Mr. Phillips, are you a former employee  
8 of the CIA?

9 Mr. Phillips. Yes, I am.

10 Mr. Goldsmith. Would you give the committee a summary  
11 of the positions that you held while you were at the agency?

12 Mr. Phillips. I was recruited by the CIA as a part time  
13 assistant in 1950 in Chile where I was a newspaperman. I  
14 continued in that capacity for some four years and became a  
15 full time intelligence officer in 1954 when I was in Guatemala.

16 In 1955 and 1956 I was in Cuba.

17 In 1957 and 1958 I was in Lebanon.

18 In 1959 and 1960 I was in Cuba again.

19 During the remainder of 1960 and 1961 I was in the  
20 Washington task force which worked on the Bay of Pigs opera-  
21 tion.

22 In late 1961 I was assigned to Mexico City.

23 In early 1965 I became the Chief of Station in Santo  
24 Domingo in the Dominican Republic.

25 I returned to Washington in 1967 and became the Chief of

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1 Cuban Operations for the CIA through 1969.

2 In 1970 I was the Chief of Station in Rio de Janeiro and  
3 [redacted]  
4 [redacted]

5 In 1971 I went to Venezuela where I was Chief of Station.

6 In mid 1973 I was returned to Washington to become the  
7 Chief of the Western Hemisphere Division of the CIA.

8 Mr. Goldsmith. When did you retire from the agency?

9 Mr. Phillips. On the 9th of May 1975.

10 Mr. Goldsmith. Are you affiliated with the Retired  
11 Intelligence Officers Association?

12 Mr. Phillips. Yes. I am the founder of that organiza-  
13 tion.

14 Mr. Goldsmith. Are you the president of that organiza-  
15 tion?

16 Mr. Phillips. I am sorry, sir.

17 Mr. Goldsmith. Are you presently the president of that  
18 organization?

19 Mr. Phillips. No, I am not the president. I am a member  
20 of the board of directors.

21 Mr. Goldsmith. Would you explain to the committee what  
22 the purpose of that association is?

23 Mr. Phillips. In 1975 I was personally concerned about  
24 what I thought was happening to the U. S. intelligence  
25 community. The clandestine operator is perhaps the only

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1 American that does not have a constituency and so I decided  
2 to form an organization of former intelligence men and women  
3 from all services to try to play some sort of constructive  
4 role in the deliberations of intelligence in the future.

5 Mr. Goldsmith. Mr. Phillips, have you spoken to anyone  
6 at the agency in reference to your testimony today?

7 Mr. Phillips. Have I spoken about my testimony today  
8 with anyone at the agency? One person, Mr. Robert Shaw,  
9 because before I knew I was going to be asked here we had  
10 plans to have lunch together and I told him that I had been  
11 asked to come down here and we decided that we would not have  
12 on the agenda any discussion of what we talk about down here  
13 and we did not.

14 Mr. Goldsmith. So you in no way discussed what you  
15 thought might have been the substance of your testimony here  
16 today?

17 Mr. Phillips. Absolutely not.

18 Mr. Goldsmith. And other than Mr. Shaw there was no one  
19 at the agency that you spoke to in reference to your testimony?

20 Mr. Phillips. No.

21 Mr. Goldsmith. At this time I would ask the clerk to  
22 show Mr. Phillips Exhibit 94. This is a letter from the  
23 Acting Director of this committee to the chairman of this  
24 committee. Would you please read that exhibit.

25 Mr. Phillips. Yes.

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1 Mr. Goldsmith. You have read the letter?

2 Mr. Phillips. I have, sir.

3 Mr. Goldsmith. And do you understand the letter?

4 Mr. Phillips. I understand it. It gives me complete  
5 freedom to discuss things despite my secrecy with the agency.

6 Mr. Goldsmith. So that you would be obliged to testify  
7 fully and truthfully before this committee.

8 Mr. Phillips. Absolutely.

9 Mr. Goldsmith. Mr. Phillips, is it true that it is  
10 agency policy for case officers, for example, to have  
11 pseudonyms?

12 Mr. Phillips. Yes. Of course all case officers have  
13 a pseudonym.

14 Mr. Goldsmith. Will you explain to the committee what  
15 the purpose of that pseudonym would be?

16 Mr. Phillips. A pseudonym is used so that on records  
17 such as pay papers, all sorts of records that go back and  
18 forth in a pouch in cable traffic you can refer to a person  
19 without actually using his true name. It is a registered  
20 thing that a person keeps throughout his career unless for  
21 some reason it is blown, unless it becomes known publicly,  
22 in which case the pseudonym is changed.

23 Mr. Goldsmith. Would the pseudonym also be used by a  
24 case officer when the case officer contacts an agent?

25 Mr. Phillips. Very rarely. I don't know that anyone

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1 ever did it. Case officers would not use a pseudonym. A  
2 pseudonym is always a first name, a middle initial and a last  
3 name. A pseudonym can be Jim Smith.

4 Mr. Goldsmith. So you would distinguish between a  
5 pseudonym and an operational alias, is that correct?

6 Mr. Phillips. Absolutely.

7 Mr. Goldsmith. What was your pseudonym while you were  
8 at the agency?

9 Mr. Phillips. I have two. My last one was Michael C.  
10 Choaden.

11 Mr. Goldsmith. And what was your earlier one?

12 Mr. Phillips. Paul D. Langevin.

13 Mr. Goldsmith. When did you assume the second one, if  
14 you recall?

15 Mr. Phillips. Oh, I am going to take a stab at this.  
16 I don't really recall.

17 Mr. Goldsmith. Fine. Do you recall which operational  
18 aliases you have used in the past?

19 Mr. Phillips. No, because I would guess that in 25 years  
20 that I may have used 200 -- a hundred, say.

21 Mr. Goldsmith. Would it be agency policy for an opera-  
22 tional alias to be registered?

23 Mr. Phillips. Not necessarily formally. A pseudonym,  
24 yes, is registered and you push the buttons and it comes out  
25 of a machine. An alias might just go in the files; it might

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1 not necessarily be registered formally.

2 Mr. Goldsmith. In which files would an alias go into?

3 Mr. Phillips. In the operational files. An officer  
4 might use an alias on a one time basis and use the name Jim  
5 Smith on a one time basis and it would only be in that one  
6 file. Some officers have a habit of using an alias over a  
7 period of time because it is something that they can remember.  
8 I remember that I had one alias I used on more than one occa-  
9 sion which was the first name of one of my good friends in high  
10 school and the last name of one of my good friends in high  
11 school so that I could remember.

12 Mr. Goldsmith. So your testimony then is that the agency  
13 does not have essentially a registered index of operational  
14 aliases, is that correct?

15 Mr. Phillips. If they do, I was not aware of it.

16 Mr. Goldsmith. And your testimony would be that to the  
17 extent that there was any record of these aliases it would be  
18 in the files. By files do you mean files that were located in  
19 the local station or at headquarters?

20 Mr. Phillips. Both. I think I should make it clear that  
21 in the cases of aliases used by foreigners that probably those  
22 aliases go into a central file. AKA, also known as, and there  
23 might be a number but in the case of American staff officers  
24 it might be in the file in the station, it might be in a file  
25 at the headquarters because the paper was duplicated. It might

1 be in both places.

2 Mr. Goldsmith. Mr. Phillips, did you previously give  
3 testimony before this committee?

4 Mr. Phillips. Yes, I did.

5 Mr. Goldsmith. Was that in November? November 27, 1976?

6 Mr. Phillips. The formal testimony before the chairman  
7 I believe was on a Saturday. I am not sure of the date. I  
8 also talked to the staff the day before. I remember it was  
9 the Thanksgiving holidays.

10 Mr. Goldsmith. Was that in 1976?

11 Mr. Phillips. Yes, it was.

12 Mr. Goldsmith. For purposes of review I would like to  
13 go over with you and with the committee the substance of your  
14 testimony that day.

15 First you gave testimony pertaining to the nature of the  
16 CIA's Mexico City station's surveillance and operations  
17 against the Soviet and Cuban embassies and consulates specif-  
18 ically with regard to their photo surveillance operation and  
19 the wiretapping operations. Do you recall giving testimony  
20 to this effect?

21 Mr. Phillips. I did to the extent that I was aware of  
22 the details but certainly I didn't talk about it.

23 Mr. Goldsmith. Understood. And at that time you also  
24 gave testimony regarding the procedures for delivering tapes  
25 from the outside surveillance unit to the Mexico City station,

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1 for getting tapes transcribed, for erasing and reusing tapes,  
2 for dealing with conversations of special interests, for  
3 routing transcripts of conversations contained on the tapes  
4 to appropriate officers at the Mexico City station. Do you  
5 recall giving testimony to this effect?

6 Mr. Phillips. I do, to the degree that I knew the  
7 detail, and I recall at the same time that I gave the names  
8 of persons who knew better than I what the details were, yes.

9 Mr. Goldsmith. Fine. At that time you also gave testi-  
10 mony regarding the criteria that is applied for when an  
11 intercepted conversation was considered sufficiently important  
12 to warrant sending a cable to Washington, D. C.

13 Mr. Phillips. I don't recall that but I am sure that I  
14 did.

15 Mr. Goldsmith. And then specifically there was a discus-  
16 sion in reference to the Oswald visit to Mexico City. Do you  
17 recall that?

18 Mr. Phillips. Yes, I do.

19 Mr. Goldsmith. For the purposes of further clarification,  
20 you gave testimony regarding the substance of a transcript that  
21 you reviewed and it pertained to an intercept of an Oswald  
22 conversation. Specifically, the intercept was linked to Oswald  
23 prior to the assassination and the particular time involved was  
24 early October, late September of 1963. Do you recall giving  
25 testimony to that effect?

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1 Mr. Phillips. Yes, and I believe that then I finally  
2 came down in that testimony on the fact that I believe I  
3 recall seeing a transcript after the assassination which  
4 substantiated the story told by a Mr. Celia Duran from the  
5 Cuban embassy.

6 Mr. Goldsmith. We will try to work this step by step.  
7 I will get to that.

8 Mr. Phillips. Okay.

9 Mr. Goldsmith. My recollection is that you discussed  
10 two intercepts and two transcripts but first was the transcript  
11 that you reviewed in early October of 1963 and the substance  
12 of that and the thrust of that conversation was more or less  
13 as follows: Oswald was saying to the Celia that he spoke to  
14 at the embassy, What have you heard about my visa? What news  
15 do you have?

16 Mr. Phillips. Yes, sir, I recall.

17 Mr. Goldsmith. You also made the statement to the effect,  
18 What's wrong? Why don't you do this? That should be a state-  
19 ment to Oswald. Do you recall making that statement?

20 Mr. Phillips. Sir, I don't.

21 Mr. Goldsmith. Do you recall indicating that your opinion  
22 was that Oswald intimated to the Soviets, Well, you really  
23 should talk to me?

24 Mr. Phillips. Yes, I recall that.

25 Mr. Goldsmith. I see that you are hesitating somewhat.

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1 For purposes of refreshing your memory I would like briefly  
2 to review that portion of the transcript with you.

3 Will the clerk hand the witness a copy.

4 Specifically I would ask you to refer to page 51, line 12.

5 Mr. Phillips. Yes, sir.

6 Mr. Goldsmith. Read that paragraph.

7 Mr. Phillips. At the beginning of line 12?

8 Mr. Goldsmith. Starting with line 12 to line 21.

9 Mr. Phillips. Yes.

10 Mr. Goldsmith. Do you recall giving that testimony?

11 Mr. Phillips. Yes, sir. If I may mention the context  
12 and the circumstances under which it was given, the reason that  
13 I was called on that holiday weekend is that there was a story  
14 in the Washington Post by Mr. Ron Kessler and that story came  
15 out in effect saying that I confirmed the fact that Oswald  
16 had offered something to the Soviets and that information  
17 about that first message was not passed to the Warren Commis-  
18 sion, so those are the circumstances under which I was called  
19 out.

20 I was working under the fact that I didn't think Mr.  
21 Kessler's report without our various conversations on the  
22 subject was an accurate reflection of what I thought and so  
23 that paragraph was saying in trying to recall these things  
24 that perhaps it was my total perception in looking back one  
25 Lee Harvey Oswald was there trying to get a visa and my

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1 feeling that he was saying to them, Yes, you should give me  
2 one. Thinking about that -- and I think I might have mentioned  
3 this -- some of that may very well have come from the fact  
4 that afterwards I read that when he went to Mexico City he  
5 went with some papers to show them that he was a member of  
6 the Fair Play for Cuba Committee and so forth.

7 Mr. Goldsmith. I believe, Mr. Phillips, that you did  
8 at that time make a distinction between your recollection that  
9 was based upon the transcript that you reviewed in October of  
10 1963 and events subsequent to the assassination. We will get  
11 into that distinction later on.

12 Mr. Phillips. All right.

13 Mr. Goldsmith. In addition you also testified before  
14 the committee about an intercept that came to your attention  
15 after the assassination; specifically it was a conversation  
16 between Silia Duran and somebody else and it was about Oswald.  
17 Do you recall that?

18 Mr. Phillips. Yes, I do.

19 Mr. Goldsmith. With regard to the transcript, the sub-  
20 stance of your testimony was that it was treated in the normal  
21 way; the transcript was routed to a Mr. Manell who was in  
22 charge of Soviet operations in Mexico City and then later to  
23 you, and the reason it was routed to you was because of the  
24 Cuban mention in it. Do you recall giving testimony to that  
25 effect?

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1 Mr. Phillips. Yes. I am not sure that I said I was  
2 absolutely positive of that but that is the way it should  
3 have happened and I had that recollection.

4 Mr. Goldsmith. For purposes of further clarification  
5 why don't we take a look at page 57, line 6, and have you  
6 read that section. Read through to line 10, please.

7 Mr. Phillips. All right.

8 Mr. Goldsmith. Have you read that? Do you recall  
9 giving testimony to the effect of the substance that I just  
10 summarized for you?

11 Mr. Phillips. Yes, I do.

12 Mr. Goldsmith. Fine.

13 Mr. Phillips. If I may add something there.

14 Mr. Goldsmith. You will get a chance to go into the  
15 details later in the hearing. This is primarily for back-  
16 ground purposes.

17 Mr. Phillips. I see. Very good.

18 Mr. Goldsmith. With regard to the transcript, you also  
19 gave testimony regarding a transcriber's note that the person  
20 speaking spoke in very bad Russian and you had the understand-  
21 ing that the person speaking was an American. Do you recall  
22 giving testimony to that effect?

23 Mr. Phillips. Yes, I do.

24 Mr. Goldsmith. You also gave testimony with regard to  
25 the cable that was sent from Mexico City to CIA headquarters

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1 and you indicated that this cable was sent approximately three  
2 days after you first saw the intercept. Do you recall giving  
3 testimony to that effect?

4 Mr. Phillips. Yes, I do.

5 Mr. Goldsmith. And you also indicated that in fact you  
6 signed off on the cable because of the reference to a Cuban  
7 situation. Do you recall that?

8 Mr. Phillips. I recall that I said I probably signed off  
9 on it. It would have been part of my job and so forth, yes,  
10 but I recall it.

11 Mr. Goldsmith. Fine. At that time you also gave testi-  
12 mony explaining to the committee why the cable was sent out  
13 several days after the intercept came in.

14 Mr. Phillips. Yes.

15 Mr. Goldsmith. And specifically you indicated that  
16 Mr. Manell was busy, he sometimes procrastinated, and in fact  
17 you considered the cable important and for this reason you  
18 made some inquiries of him as to whether the cable had been  
19 sent. Do you recall that?

20 Mr. Phillips. Something along that line, yes.

21 Mr. Goldsmith. With regard to the contents of the cable  
22 the substance of your testimony was that it referred to Lee  
23 Henry Oswald, it gave the physical description that did not  
24 fit Mr. Oswald and it indicated that a contact with the Soviet  
25 embassy had been made in reference to a visa. Do you recall

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1 giving testimony to that effect?

2 Mr. Phillips. I do. At a later date I decided that I  
3 was wrong about the Henry originating in that cable.

4 Mr. Goldsmith. We will get into that later on.

5 Mr. Phillips. All right.

6 Mr. Goldsmith. I would like to indicate for the record  
7 that in the event that I do not cover a question or raise a  
8 question that permits you to answer what is on your mind, at  
9 the end of the hearing you will be given five minutes to  
10 address the committee to raise any additional points.

11 Mr. Phillips. Very good.

12 Mr. Goldsmith. Similarly, at the time of your testimony  
13 you gave testimony to the effect that the cable made reference  
14 to a photograph, it gave an incorrect description of Oswald  
15 and that the reason for this was that either Mr. Manell or  
16 Mrs. Manell had put together a transcript of a man calling  
17 the Soviet embassy about a visa with a picture of that man  
18 who had been to the Soviet embassy so that a transcript and  
19 a picture had been put together and I believe your testimony  
20 was that in this case 1 and 1 did not equal 2.

21 Mr. Phillips. That is correct.

22 Mr. Goldsmith. You also gave testimony regarding the  
23 cable that came from headquarters to the Mexico City station  
24 on or about October 16 and that cable had the correct name of  
25 Oswald according to your testimony. It gave the background

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1 of Oswald, his marriage to a Soviet citizen, his military  
2 background. Further, it gave a correct description of Oswald.  
3 I believe you indicated that the cable originated before  
4 Oswald's contact with the Soviet embassy. Do you recall  
5 giving testimony to that effect?

6 Mr. Phillips. Yes, I do.

7 Mr. Goldsmith. I would like at this point to go into  
8 these areas in more detail.

9 First turning to the area of tapes, how long were tapes  
10 retained as a matter of routine procedure in Mexico City in  
11 1963 prior to the tapes being erased for reuse, if you know?

12 Mr. Phillips. All right. I must tell you that my  
13 recollection is based on what I understood other people were  
14 doing. I was never involved in the business of handling the  
15 tapes per se, I never visited the place where the transcribing  
16 was done and so forth but my recollection was that they were  
17 usually kept for a couple of weeks or so and then they were  
18 erased so that you would not have them piling up in a room  
19 and reused again. I did not actually deal with the tapes.

20 Mr. Goldsmith. After the assassination did the Mexico  
21 City station have in its possession a tape of Lee Harvey  
22 Oswald's voice?

23 Mr. Phillips. Not to my knowledge.

24 Mr. Goldsmith. I would like at this time for the clerk  
25 to give to Mr. Phillips a stack of materials that we received

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1 from the CIA.

2 I would ask you to refer to CIA document No. 198. For  
3 the record I will indicate that these are materials that you  
4 received from the Central Intelligence Agency yesterday and  
5 the agency has made an effort to provide us with the documents  
6 that we need. At the same time they have asked that we make  
7 every effort to keep these documents secure and account for  
8 them. In that regard they have numbered every document that  
9 they have given to us and rather than introduce these documents  
10 into the record I will simply be referring to the document by  
11 the number that the agency has assigned to it. So in this  
12 case we are referring to CIA No. 198.

13 Mr. Phillips. This is a cable, yes.

14 Am I correct that this is a cable?

15 Mr. Goldsmith. Yes.

16 Mr. Phillips. And it is the red number 198 that you are  
17 referring to at the bottom of the page.

18 Mr. Goldsmith. That is correct. I ask if you would  
19 please read through this cable.

20 Mr. Phillips. All right, sir.

21 Mr. Goldsmith. Now I believe you have identified this as  
22 a cable. What is the date of the cable?

23 Mr. Phillips. 23 November 1963.

24 Mr. Goldsmith. I would like to refer your attention to  
25 the second paragraph, specifically the second sentence of that

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paragraph, and ask you to reread that, please.

Mr. Phillips. All right, sir.

Mr. Goldsmith. Now according to the sentence it indicates that the station is unable to compare voices because the first tape was erased prior to the receipt of the second call. Does this suggest to you that one tape was still in existence at the time that the cable was sent? In other words, the cable does not say all tapes re Oswald have been erased, it indicates we are unable to compare voices because the first tape was erased prior to the receipt of the second call.

Mr. Phillips. Yes. Obviously it means we cannot compare voices because we do not have two.

Mr. Goldsmith. Therefore implying that there may still be one.

Mr. Phillips. That reading could be put in there, I suppose, yes.

Mr. Goldsmith. Based upon this, to your knowledge did the Mexico City station after the assassination have in its possession a tape of Lee Harvey Oswald's voice or someone whom they thought to be Lee Harvey Oswald?

Mr. Phillips. Not to my knowledge.

Mr. Goldsmith. Now I believe paragraph 1 of this cable makes reference to a conversation involving Celia Duran on September 28 and also two unidentified North Americans and the cable suggests that the person who contacted the Cuban

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1 and Soviet embassies on September 28 is Oswald. What I would  
2 like to ask you is, do you think it was unusual for the first  
3 tape to be erased quite so soon? In other words, one contact  
4 is made on September 28, another is made on 1 October and  
5 within four days the first tape is erased. Is there anything  
6 unusual about that?

7 Mr. Phillips. Well, it is a question of judgment of the  
8 people who are handling the case how important something is.  
9 I do know that it was routine to erase tapes so that they  
10 could be used again and I do know that the Soviet and Cuban  
11 embassies, there were a number of unusual visitors over the  
12 years. Some of them seemed to be sort of kooky, some of them  
13 you didn't quite understand. Looking back I certainly agree  
14 with this. This is the kind of thing that should not have  
15 been erased. I don't think it was highly unusual, no.

16 Mr. Goldsmith. I would like to refer you now to CIA  
17 document No. 239 and specifically in the middle of the page  
18 I believe it says CS Comment and there is an asterisk and a  
19 sentence after that. Would you please read that sentence.

20 Mr. Phillips. "Station to erase routine tapes. Soviet  
21 embassy keeping normal two week lag."

22 Mr. Goldsmith. So according to this cable and also to  
23 your testimony, the normal lag would be two weeks and yet we  
24 have an erasure of cable, the Oswald tape, within several days  
25 after its receipt. Based on that do you regard the erasure

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1 of the first Oswald tape as unusual, not in keeping with  
2 routine procedure?

3 Mr. Phillips. No, it is not. The routine procedure I  
4 now read here was a normal two week lag so doing it earlier  
5 was certainly not keeping within the routine procedure.

6 Mr. Goldsmith. Do you know who the person would be that  
7 the committee might address regarding the specific tape?

8 Mr. Phillips. I believe in my previous -- either in my  
9 testimony before the committee or in my day long session with  
10 the staff members before I gave them the names of people who  
11 I thought would be knowledgeable of that. They were a Mr.  
12 George Monroe, a Miss Ann Goodpasture and possibly Mr. Robert  
13 Shaw.

14 Mr. Goldsmith. Turning for a moment to Miss Goodpasture,  
15 what were her responsibilities at the Mexico City station?

16 Mr. Phillips. Well, she was an experienced CIA officer  
17 and so she had a number of responsibilities across the board  
18 as I recall them. Without making a depreciation she was sort  
19 of the Girl Friday to the Chief of the Station in the sense  
20 that he often called on her to handle a lot of things.

21 Specifically though, however, I do recall that she did have  
22 the job of some sort of liaison with the outside unit where  
23 these tapes were done. I believe I recall her coming in and  
24 out of our office with suitcases -- not suitcases but brief-  
25 cases that might have had tapes or transcripts or something

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1 in them.

2 Mr. Goldsmith. Is it fair to say that Winn Scott, the  
3 Station Chief, relied on Ann Goodpasture a great deal?

4 Mr. Phillips. Yes, I think that is an accurate state-  
5 ment.

6 Mr. Goldsmith. Was she in any way given more responsi-  
7 bilities than the case officers at the Mexico City station?

8 Mr. Phillips. I certainly don't believe that she was  
9 given operational responsibility -- that is, with cases that  
10 were being run and that sort of thing. Since she enjoyed the  
11 confidence of the Chief of Station, perhaps he did give her  
12 some assignments non-operational in aspect that might be more  
13 important than some of the case officers, yes, but she herself  
14 of course was at that time certainly a middle grade officer.

15 Mr. Goldsmith. I would like now to refer you to CIA  
16 document No. 206 which is a cable dated 23 November 1963 and  
17 I ask you to read paragraph 4 which can be found on page 208.

18 Mr. Phillips. Yes, sir.

19 Mr. Goldsmith. First of all, Douglas J. Fineglass, that  
20 was the pseudonym for Mr. Boris Tereoff, was it not?

21 Mr. Phillips. I do not recall that it was. I remember  
22 the last time I testified I thought it might have been a man  
23 named George something.

24 Mr. Goldsmith. Misco?

25 Mr. Phillips. Misco. I do recall the name that you are

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mentioning but I canno- say definitely that that is his  
pseudonym.

Mr. Goldsmith. Fine. In any event the cable here is dated after the assassination and it indicates that Mr. Fineglass, whoever he is, says that Oswald is identical with the person in paragraph 1 speaking broken Russian, a call from the Cuban embassy, 28 September, to the Soviet embassy. There again we have another suggestion in the CB cable chapter that after the assassination the agency in fact did have a tape of Oswald's voice. Based upon paragraph 4, would that be your judgment?

Mr. Phillips. No, simply because of my firm recollection that a tape did not exist after the assassination. I am not sure in my mind, counselor. I cannot remember whether the reason that we had Oswald on tape was because we were covering a Cuban phone and he happened to call the Soviet embassy or whether we were covering a Soviet phone and picked him up that way but I do go back to a very, very brief early message of his contacts, not the one about <sup>Sylvia</sup> Celia Duran, so a tape would have existed at one time of that I would think.

Mr. Goldsmith. Would that tape have been in existence after the assassination?

Mr. Phillips. My recollection is that it was not in existence.

Mr. Goldsmith. I would like now to ask you to refer to

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1 CIA document No. 177. Please read that cable.

2 Mr. Phillips. Yes, sir.

3 Mr. Goldsmith. What is the date on this cable?

4 Mr. Phillips. The date of the cable seems to be 9 October.

5 Mr. Goldsmith. 9 October would be the day that this  
6 cable arrived at the CIA headquarters, is that correct?

7 Mr. Phillips. Yes, and since it is a routine cable it  
8 might have been sent the day before or the same day.

9 Mr. Goldsmith. Fine.

10 Mr. Phillips. Probably the day before, I guess.

11 Mr. Goldsmith. Is this the cable that Mexico City station  
12 sent to CIA headquarters in reference to Oswald?

13 Mr. Phillips. It is the one I recall being two pieces  
14 that turned out not to fit, yes.

15 Mr. Goldsmith. Is this the cable that you more or less  
16 prompted Herb or Barbara Manell to send?

17 Mr. Phillips. Yes. I would not like to over-emphasize  
18 my role in prompting them to do it though but it is the one  
19 that I recall that was delayed in going and as I recall finally  
20 went out. Mrs. Manell actually put the cable together as I  
21 recall it.

22 Mr. Goldsmith. Okay. I would like now for you to look  
23 at CIA document No. 10 that is about to be handed to you. It  
24 is in the brown folder.

25 Would you read through that cable?

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1 Mr. Phillips. Yes.

2 Mr. Goldsmith. The language in the two cables appears  
3 to be identical, however the date in cable and CIA document  
4 No. 10 is 8 October. Would you explain to the committee the  
5 difference between the copy that appears in CIA No. 10 and  
6 the copy that appears in No. 177?

7 Mr. Phillips. This message of 8 October appears to be  
8 one leaving the Mexico City station going to headquarters and  
9 dated 8 October. Since it is a routine cable it would have  
10 been processed during the evening by the communications people  
11 and sent on to Washington in the next day or late that night,  
12 so this appears to be the Mexico City copy of the cable we  
13 looked at a moment ago.

14 Mr. Goldsmith. And the other would be the copy as it was  
15 received by headquarters?

16 Mr. Phillips. That is correct.

17 Mr. Goldsmith. First drawing your attention to the names  
18 that appear on the cable in the upper left hand corner of CIA  
19 No. 10, it says L. A. Dillinger. I believe that refers to  
20 Barbara Manell. At the bottom of the page authenticating also  
21 indicates L. A. Dillinger and the right hand portion of the  
22 page indicates W. C. Curtis. I believe that was Mr. Scott.

23 Mr. Phillips. Yes.

24 Mr. Goldsmith. And according to your testimony you  
25 indicated signing off on this cable. Does your name appear

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anywhere on this cable?

Mr. Phillips. It does not.

Mr. Goldsmith. Is there any way you could explain that to the committee?

Mr. Phillips. Well, obviously I didn't sign off on it. When I was giving that previous testimony I was saying that under routine circumstances a cable that had to do with Cuba might have gone to me. This cable here has to do with Soviet matters rather than the Cuban aspect of it and so for that reason it would not have necessarily been necessary for me to be interested in Cuba to sign it off. I do recall seeing this cable before it was sent and perhaps that is the reason that I thought I signed off. I recall seeing it in its typed form before it went to the communications people but I obviously did not sign it.

Mr. Goldsmith. Does the cable in any way refer to Oswald as Lee Henry Oswald?

Mr. Phillips. No, it does not.

Mr. Goldsmith. Is there any reference in there specifically to a contact by Oswald with the Soviet embassy or consulate in reference to a visa?

Mr. Phillips. No, there is not.

Mr. Goldsmith. Now I believe in your testimony before the committee in November of 1976 you indicated that you had signed the cable, that it referred to Oswald as Lee Henry

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Oswald and that it indicated that he contacted the Soviet embassy in reference to a visa.

Mr. Phillips. In light of that I am quite sure that my memory was inaccurate when I said that and that in looking at this now certainly it is the cable that I had in mind when I talked about that, yes.

Mr. Goldsmith. But you are certain that this cable was shown to you or if not this cable, the contents of the draft cable that Manell wrote up prior to sending this one -- you are certain that that was shown to you?

Mr. Phillips. I think I testified before that I think that Mrs. Manell actually prepared the cable and my recollection was that she left it on his desk and he was her superior and husband and then out it went. I see by this not only did she prepare it but she was the authenticating author as well so it might have gone out to the station. Mr. Manell was out of the office or something because his name does not seem to be on it.

Mr. Goldsmith. But in any event this is the cable that you read?

Mr. Phillips. I am convinced that it is.

Mr. Goldsmith. A draft of it prior to the cable going out.

Mr. Phillips. I am convinced it is.

Mr. Goldsmith. Would you please refer now to CIA No. 183.

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1 Mr. Phillips. Should I read it, sir?

2 Mr. Goldsmith. Yes, please do.

3 Mr. Phillips. All right, sir. I have not read it  
4 thoroughly but I do recall this message.

5 Mr. Goldsmith. Is this the cable that CIA headquarters  
6 sent to Mexico City station responding to the cable of 10/9  
7 from Mexico City station?

8 Mr. Phillips. It is my understanding that that is  
9 correct, yes.

10 Mr. Goldsmith. Now reading the first paragraph of this  
11 cable which is dated 11 October 1963 it refers to Oswald as  
12 Lee Henry Oswald.

13 Mr. Phillips. Yes, sir.

14 Mr. Goldsmith. Your testimony in November of 1976, as  
15 you have indicated before, is that the cable that came back  
16 from headquarters corrected Oswald's name as that name was  
17 sent up from the Mexico City station to headquarters yet this  
18 cable from CIA headquarters refers to Oswald as Lee Henry  
19 Oswald in fact, not using his proper name. In light of that  
20 is there any way that you can explain the inconsistency  
21 between your testimony and the cable?

22 Mr. Phillips. Yes, I feel quite sure about it now. I  
23 have the recollection Lee Henry Oswald and I somehow came up  
24 with the idea that in Mexico City we had decided Henry Oswald.  
25 Later I saw a copy of this or something very close to it. I

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1 believe I might have been shown a copy during my testimony  
2 but even before that in any event I saw this cable. I am  
3 now absolutely convinced that I made that error remembering  
4 this cable which described Lee Harvey Oswald. I wrote a book  
5 and a portion of that had to do with Mexico City and Oswald  
6 and in that book I said Lee Henry Oswald and I believe that  
7 is where that Henry came from and I was incorrect in saying  
8 it came from Mexico and doing Mrs. Manell a disservice about  
9 it because I indicated that she or whoever was listening to  
10 this -- and it must have been this Boris fellow -- but that  
11 is the way it was. Now I am sure it was this message that  
12 gave me the Lee Henry Oswald.

13 Mr. Goldsmith. Referring your attention to document  
14 No. 183, there is an arrow pointing to the Henry and the  
15 word "sic" underscored right next to the arrow. That is  
16 Winn Scott's handwriting, is it not?

17 Mr. Phillips. It is such a small word I would hate to  
18 say for sure but it looks to me like it was, yes.

19 Mr. Goldsmith. So apparently Mr. Scott recognized the  
20 middle name Henry being incorrect and wrote down "sic" next  
21 to it. What does the term "sic" mean as you know it, as that  
22 term is customarily used?

23 Mr. Phillips. Certainly it meant this the way the  
24 message arrived, this is the way it was written, but from what  
25 I gather from there is -- well, the normal usage by putting

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that down this is the way they said it but it certainly does indicate that he feels that it is not correct.

Mr. Goldsmith. Right.

Mr. Phillips. Mr. Scott was a man with a near photographic memory. He was a stickler for detail.

Mr. Goldsmith. Do you have any reason to believe that when this cable was received in October of 1963 Mr. Scott knew that cable's reference to Lee Henry Oswald was incorrect?

Mr. Phillips. No, I don't recall that, but reading this obviously at whatever time he wrote that "sic" on there he felt it was incorrect or he would not have spotlighted it that way. But I don't have any recollection. I don't have any recollection that we knew before this cable came back down that it was Lee Harvey Oswald.

Mr. Goldsmith. What was your relationship like with Mr. Scott?

Mr. Phillips. Quite close. I think he trusted me, trusted my judgment, and so it was a relatively close professional relationship. Mr. Scott is a man who if he likes someone and it is obvious that he likes them, and I felt that he liked me. He is an unusual man. I admired him in many ways and in some ways I didn't but it was a close relationship.

Mr. Goldsmith. Is it true that he was a very competent and demanding station chief?

Mr. Phillips. Absolutely.

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1 Mr. Goldsmith. Before we leave this cable I would like  
2 to refer you to your testimony before the committee, specif-  
3 ically page 84 of that testimony, line 4.

4 Mr. Phillips. Yes, sir.

5 Mr. Goldsmith. Having read that, is it true that in your  
6 testimony before the committee in November of 1976 you indicated  
7 that you recall that the cable from headquarters straightened  
8 out the record about Oswald's name?

9 Mr. Phillips. Yes, that is what I said. Having since  
10 had a chance to review those documents I believe that my  
11 recollection was false.

12 Mr. Goldsmith. When did you review the documents?

13 Mr. Phillips. Well, just now during my last testimony  
14 I recall being shown that first brief cable.

15 Mr. Goldsmith. In sanitized form?

16 Mr. Phillips. Yes, in sanitized form.

17 Mr. Goldsmith. Would you please now refer to CIA No. 13  
18 which is in that folder?

19 Mr. Phillips. All right, sir.

20 Mr. Goldsmith. Can you identify this document?

21 Mr. Phillips. This is an example of the transcripts which  
22 were made from tapes from this telephone coverage.

23 Mr. Goldsmith. What is the date of this particular docu-  
24 ment in the upper right hand corner?

25 Mr. Phillips. 1 October 63.

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1 Mr. Goldsmith. So is it fair to say that this is a  
2 conversation that was tape recorded on 1 October 63?

3 Mr. Phillips. Yes, undoubtedly.

4 Mr. Goldsmith. And that the conversation came into the  
5 Soviet embassy sometime after 0955 in the morning?

6 Mr. Phillips. Yes, I would say close to 9:55.

7 Mr. Goldsmith. Would you now read the transcript itself?

8 Mr. Phillips. Yes.

9 Mr. Goldsmith. Is this the transcript that you read which  
10 prompted the Manells to send a cable to headquarters?

11 Mr. Phillips. I am not positive but I think so. I must  
12 say for the record there is a line in there that surprises me.  
13 I did not recall that he said I was at your place indicating  
14 that he had been at the Soviet Union. I did not think that he  
15 Lee Harvey Oswald had actually visited in person the Soviet  
16 embassy.

17 Mr. Goldsmith. Fine. But in substance that is the  
18 intercept that you recall or rather that is the transcript  
19 that you recall seeing in early October 1963 in reference to  
20 Oswald's contact with the Soviets?

21 Mr. Phillips. I cannot be positive. I see here it says  
22 the same person who phoned a day or so ago and spoke in broken  
23 Russian so apparently there are two messages referred to, so  
24 I am not positive that it is this one or the other one or both.  
25 Up at the top where it says the same person who phoned a day

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1 or so ago and spoke in broken Russian speaks to Obyedkov.

2 Mr. Goldsmith. This cable does identify Lee Oswald,  
3 does it not, or rather he identifies himself?

4 Mr. Phillips. This is a transcript.

5 Mr. Goldsmith. I am sorry. You are right, a transcript.

6 Mr. Phillips. Yes, it does identify Lee Oswald.

7 Mr. Goldsmith. Is there any reference in this transcript  
8 to a visa?

9 Mr. Phillips. No, there is not. He says that he spoke  
10 to the consular. One might gather that he was speaking about  
11 visa matters but he does not say that.

12 Mr. Goldsmith. Is there any indication in here that  
13 Oswald is saying "Why don't you do this" or intimating that  
14 the Soviets should talk to him?

15 Mr. Phillips. No, there is not..

16 Mr. Goldsmith. Let's take a look again at that cable  
17 that was sent by the Manells, Barbara Manell, to headquarters.

18 It is No. 177, CIA number 177.

19 Mr. Phillips. All right.

20 Mr. Goldsmith. Is it accurate to say that this transcript,  
21 the one that appears in the CIA No. 13, can be tied into the  
22 cable that was sent on October 1 that appears in CIA No. 177?

23 Mr. Phillips. Yes, I would say that that transcript is  
24 the basis for the first paragraph of this.

25 Mr. Goldsmith. Let's look now to CIA No. 14. You might

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1 want to read both 14 and 15. No. 15 is a translation.

2 However, I take it you are familiar with the Spanish.

3 Mr. Phillips. I do speak Spanish, yes.

4 All right, sir.

5 Mr. Goldsmith. Can you identify this transcript?

6 Mr. Phillips. Yes. This is obviously a transcript of  
7 a conversation in which Spanish was spoken from the Cuban  
8 embassy and consequently I would presume it was an intercept  
9 from phones in the Cuban embassy but of course it could have  
10 been on Soviet phones picking up a call if it was coming in  
11 from the Cuban embassy.

12 Mr. Goldsmith. What is the date on which this conver-  
13 sation took place?

14 Mr. Phillips. 28 September 63.

15 Mr. Goldsmith. At approximately 1151 hours?

16 Mr. Phillips. I don't see that, counselor. Oh, yes, I  
17 see that now. Yes, 1151 hours.

18 Mr. Goldsmith. Is this the transcript that you read  
19 which triggered the cable to Washington, D. C., CIA head-  
20 quarters?

21 Mr. Phillips. No, I don't think it was. It seems to me  
22 this is the one which became important after the assassination.

23 Mr. Goldsmith. Fine. Are you testifying that this  
24 transcript was not reviewed by anyone at the Mexico City  
25 station until after the assassination?

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1 Mr. Phillips. Oh, no. No, absolutely not.

2 Mr. Goldsmith. Please clarify the record.

3 Mr. Phillips. Oh, all right. As a matter of fact, I can  
4 see by the notes here that it was reviewed by people and so  
5 forth.

6 There is one thing that I would like to insert at this  
7 moment for the record, something that I can't recall exactly  
8 which might have a bearing. I was in Mexico City doing one  
9 job when I first arrived in 1961. Later I was told that I  
10 was going to leave that job and assume Cuban responsibilities  
11 in the station. I don't recall the precise time I formally  
12 changed from my old job to the Cuban one. I did know there  
13 was a long period when I was wearing both hats -- not  
14 officially to Cuba. So some of the Cuban documents, even  
15 though I was very much interested at that time, I would not  
16 have reviewed and it would appear from this, for instance,  
17 that I didn't necessarily review this one because I see other  
18 people's names on it.

19 Mr. Goldsmith. All right. For purposes of clarification  
20 is your testimony then that your testimony is not that this  
21 was not reviewed until after the assassination but simply that  
22 it was not linked to Oswald until after the assassination?

23 Mr. Phillips. That is right, yes.

24 Mr. Goldsmith. These refer to CIA No. 17. Can you read  
25 that again? I believe this is a translation on the next page.

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1 Mr. Phillips. All right.

2 Yes, sir.

3 Mr. Goldsmith. Can you identify this transcript?

4 Mr. Phillips. Yes. This transcript would be one of the  
5 Soviet embassy regarding an incoming call from the Cuban  
6 consulate on the 27th of September.

7 Mr. Goldsmith. At approximately 1605 hours, is that  
8 correct?

9 Mr. Phillips. Yes, and I notice in the English trans-  
10 lation at least it does mention something about a visa.

11 Mr. Goldsmith. Is this the transcript that you read  
12 which resulted in a cable being sent to Washington, D.C.?

13 Mr. Phillips. I don't believe so because I don't believe  
14 this says this is Lee Harvey Oswald whereas the other one did  
15 so. This might have been a part of the reason why it was  
16 sent by the Soviet people and so forth, but I don't recall  
17 that this particularly was it, no.

18 Mr. Goldsmith. And there is also no indication in here,  
19 is there, of Oswald saying "Why don't we do this" or intimating  
20 that the Soviets should talk to him?

21 Mr. Phillips. No.

22 Mr. Goldsmith. Would you please refer now to CIA No. 19  
23 and read that one?

24 Mr. Phillips. Yes, I have gone through it rapidly.  
25 I do recall this.

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1 Mr. Goldsmith. Would you identify this particular  
2 transcript?

3 Mr. Phillips. This is a transcript of coverage of the  
4 Cuban embassy and apparently what has happened here is that  
5 there was coverage at both ends and it looks to me like it is  
6 double tapping of a telephone possibly but this apparently  
7 originated in the Cuban embassy and was tapped there. It is  
8 in Spanish so it was the Spanish working on the translator.

9 Mr. Goldsmith. No, this tap would have been off the  
10 phone from the Soviet embassy, would it not?

11 Mr. Phillips. Yes, I can see now that it was. Um hum.

12 Mr. Goldsmith. The reason for that is that it indicates  
13 on page 20 IV meaning Individual Voice. Ask ~~Genoa~~ Sylva.

14 Mr. Phillips. Yes, I see that now.

15 Mr. Goldsmith. Is this the transcript that you read  
16 which resulted in the cable being sent to Washington in  
17 reference to Oswald?

18 Mr. Phillips. I don't recall.

19 Mr. Goldsmith. There is no mention here of Oswald saying  
20 "Why don't you do this" or intimating that they should talk to  
21 him?

22 Mr. Phillips. No.

23 Mr. Goldsmith. How soon after the first intercept did  
24 you receive a transcript of Oswald's voice or rather Oswald's  
25 conversation?

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1 Mr. Phillips. I am not sure that I received after the  
2 conversation a copy of the transcript. What I am sure is that  
3 the cable that went out as a result so I am not sure that I  
4 saw these things until after the assassination at which time  
5 of course going back but I don't recall that I actually saw  
6 them. I may have but I don't recall them.

7 Mr. Goldsmith. Let's refer to page 75 of your transcript  
8 testimony -- I am sorry, of your testimony.

9 Mr. Phillips. I am sorry.

10 Mr. Goldsmith. Specifically line 18.

11 Mr. Phillips. Yes.

12 Mr. Goldsmith. Would you read from liner 18 through to  
13 line 23?

14 Mr. Phillips. "Mr. Sprague, do you know approximately" --

15 Mr. Goldsmith. Oh, no, read it to yourself, please.

16 Mr. Phillips. I am sorry.

17 All right.

18 Mr. Goldsmith. Does this refresh your recollection as  
19 to -- well, first of all whether or not you actually saw the  
20 intercept after it came in? By intercept I am referring to  
21 transcript.

22 Mr. Phillips. Reading from this it makes it clear that  
23 I thought that I had seen the transcript and the cable which  
24 resulted from it but I cannot be positive despite that state-  
25 ment that I actually saw that transcript itself until after

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1 the assassination.

2 Mr. Goldsmith. Did you indicate to the committee at that  
3 time that you were not sure whether or not you had seen the  
4 transcript?

5 Mr. Phillips. I don't recall.

6 Mr. Goldsmith. But according to your testimony here you  
7 did receive the transcript three days after the intercept came  
8 in.

9 Mr. Phillips. Obviously that is the inference to be  
10 drawn from the transcript, yes.

11 Mr. Goldsmith. Mr. Chairman, I have been told by the  
12 clerk that we are going to be having a vote in a few minutes  
13 so if you want to recess for lunch this might be an appropriate  
14 time.

15 Mr. Preyer. I suggest that we recess until two o'clock  
16 today if that is all right with you. Will you be able to be  
17 back then?

18 Mr. Phillips. I certainly can, sir.

19 Miss Berning. I don't know if we have a room at two.  
20 If you give me a moment, I will call and see if the room is  
21 available that early but I scheduled that for four.

22 Mr. Preyer. Scheduled at four.

23 Miss Berning. Yes.

24 Mr. Preyer. I think that four is not going to work so  
25 well in the future but I can be here at four today, so we

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1 will just recess until four.

2 Mr. Dodd. Why don't you wait until you see if she gets  
3 a room.

4 Mr. Preyer. We will be in session anyway so I don't  
5 think that is going to make much difference.

6 Miss Berning. We can have the room at three but it will  
7 take a while to get it ready so we could not do it much before  
8 four.

9 Mr. Dodd. No chance of meeting in the other room?

10 Mr. Preyer. Where is the room at four?

11 Miss Berning. 2212, Armed Services.

12 Mr. Preyer. We will recess until four o'clock today.

13 I am going to have to leave close to six o'clock so I  
14 hope we can finish in a couple of hours.

15 Mr. Goldsmith. I think we can do that.

16 (Whereupon, at 12:17 p.m., the subcommittee recessed,  
17 to reconvene at 4:00 p.m., the same day.)

18 - - -

19 Ward fls  
20 at 4pm



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WARD/Piland  
4:00 p.m.  
H. Assass.  
4:25/78  
fls Short

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AFTERNOON SESSION

41

2 (4:07 p.m.)

3 Mr. Preyer. The Committee will resume.

4  
5 Mr. Phillips, if you will be seated, I recognize Mr.  
6 Goldsmith.

7 Mr. Goldsmith. Thank you.

8 TESTIMONY OF MR. DAVID PHILLIPS -- Resumed

9 Mr. Goldsmith. Mr. Phillips, during the afternoon  
10 recess, have you had the opportunity to read the transcript  
11 that was prepared of your testimony before the Committee in  
November of 1976?

12 Mr. Phillips. Yes, I have.

13 Mr. Goldsmith. And during the afternoon recess, did you  
14 at any time discuss your testimony before the Committee  
15 this morning with anyone?

16 Mr. Phillips. I did not.

17 Mr. Goldsmith. Or contact anyone in any way?

18 Mr. Phillips. I did not. I did not.

19 Mr. Goldsmith. For background purposes I would like  
20 to indicate to you that the allegations or the issues before  
this Committee are indeed very serious ones. The Committee  
21 is trying to determine who killed the President, whether there  
22 was a conspiracy. Specifically, in the area of Mexico City,  
23 the Committee is trying to determine what Oswald was doing  
24 there, if he was there at all. The Committee is also looking  
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1 into allegations that Oswald was in some way connected  
2 with the U.S. intelligence agency, whether or not Oswald  
3 was an agent, whether the Agency was in some way involved  
4 in the assassination. It is an allegation that has been  
5 made, although the Committee is not predisposed in any way  
6 towards resolving that issue.

7 The specific question of the cable traffic, the trans-  
8 scripts, the tapes, the photos bear directly upon these issues.

9 Can you see that?

10 Mr. Phillips. I understand that.

11 Mr. Goldsmith. I would like to raise a couple of  
12 questions with you pertaining to your testimony this morning.

13 First, do you recall whether or not you actually signed  
14 off on the cable of October 8th from Mexico City Station to  
15 CIA headquarters?

16 Mr. Phillips. I believe now that I did not since I  
17 saw a copy of the cable, which I believe is the one you are  
18 referring to, and I did not see my signature on it.

19 Mr. Goldsmith. But would you concede that a fair reading  
20 of the record of your testimony in November would suggest that  
21 in fact you did sign off on that cable?

22 Mr. Phillips. That either I signed off on it or certainly  
23 was aware of its going, yes. Yes.

24 Mr. Goldsmith. Based upon the transcripts that we  
25 reviewed this morning, I think if we were to review each one

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it would be possible to establish that Oswald visited the Cuban embassy and Russian embassy or consulates a total of five times. We could go through each one if you would like but are you willing to accept my word for that?

Mr. Phillips. Certainly.

Mr. Goldsmith. In light of the fact that Oswald visited these embassies and consulates a total of five times, is there any explanation for how the Agency failed to obtain a photograph of him?

Mr. Phillips. First, concerning his visits to the Soviet embassy, until I saw those messages this morning in which Oswald was saying I have paid a visit to your place, I had thought until this morning that Oswald never -- that we didn't have any record of the fact that he actually visited the Soviet embassy in person, which of course would explain why there was no photograph of him. ~~ME~~

The explanation as far as the Cuban embassy was concerned was that there was photographic coverage of the consulate and as I recall it, he visited on a Friday when that camera was not in -- was not working.

The explanation for the following day, the Saturday, would be that at that time we didn't photograph people who went in on weekends. Afterwards I think Saturday coverage was instituted because of the Oswald thing.

Mr. Goldsmith. Okay.

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1 I don't -- I am not sure that your answer was completely  
2 responsive to my question. The first part of your answer was  
3 that until you reviewed the cable traffic or transcripts, you  
4 were not aware of the visit to the Soviet embassy.

5 Mr. Phillips. That's correct. I --

6 Mr. Goldsmith. But that doesn't indicate, that doesn't  
7 explain why, if there was surveillance of the Soviet embassy,  
8 Oswald's picture was not obtained.

9 Do you follow what I am saying?

10 Mr. Phillips. Yes. The only -- what I am trying to  
11 say is that in my mind the only explanation was that he  
12 indeed did not visit the Soviet embassy in person. I thought  
13 that he did not.

14 Mr. Goldsmith. But assuming that he did, as I believe  
15 the transcripts demonstrate --

16 Mr. Phillips. There should have been a picture.

17 Mr. Goldsmith. And to your knowledge was there such a  
18 picture?

19 Mr. Phillips. No, I never saw a picture of Lee Harvey  
20 Oswald, and I -- it was my -- I have always believed that  
21 no picture of him existed.

22 Mr. Goldsmith. After the assassination, was Winslow Scott  
23 upset about the failure of the photo surveillance units to  
24 obtain photographs of Oswald?

25 Mr. Phillips. I am sure I can say that he was disappointed.

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I don't recall -- I don't think that I would recall that he was upset in the sense that he was berating anyone or anything.

Mr. Goldsmith. Did he discuss it with you at all?

Mr. Phillips. Mm-mm, not that I recall. And I think it would be unlikely that he would since I was not involved in the mechanical business of that photography.

Mr. Goldsmith. And I believe in your testimony of November of '76 you indicated that the photograph that was obtained that was mistakenly linked to Oswald was linked to him because Barbara Manell had a transcript before her. The transcript indicated someone was going to the Soviet embassy to obtain a visa, and she had a picture of a man who left the embassy at about that time, okay?

Mr. Phillips. Yes, that was my understanding of why this message went out in sort of two parts.

Mr. Goldsmith. Do you know if the Agency made any effort to identify other non-Latinos whom it saw either entering or leaving the Soviet or Cuban consulates or embassies?

Mr. Phillips. You mean generally or in the specific case of this unidentified --

Mr. Goldsmith. In the specific case of the Oswald issue.

Mr. Phillips. I obviously, I don't know what might have been done at headquarters, and I don't recall specifically of an effort made in Mexico, but answering your question in

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the general sense, yes, you always tried to find out who it was, and what steps were actually taken, I don't know.

Mr. Goldsmith. For purposes of clarification, by my question I meant when they made reference to that picture in the cable that was sent to headquarters on October 8th, prior to coming up with the conclusion that this picture was Oswald, did they attempt to identify every other non-Latin who visited those embassies?

Mr. Phillips. Yes, that was pretty standard procedure.

Mr. Goldsmith. I would like to get back and deal with another matter that was raised this morning.

How soon after the first intercept did you receive the transcript of Oswald's conversation?

Mr. Phillips. I don't recall precisely. Generally it was a matter of -- they came pretty rapidly. It seems to me, the next day or say within two days, something like that was the normal time, but you will recall my previous testimony that that transcript concerning his visit to the Cuban embassy only was really important to us after the assassination, so I can't recall the date that I first saw it.

Mr. Goldsmith. However, you do recall receiving that transcript prior to the time that the cable was sent out, the cable I am referring to, the cable of October 9th, 1963?

Mr. Phillips. I am sure I saw it because I read every

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piece of paper that came from that monitoring establishment which was in Spanish, in other words, coming from the Cuban embassy, so I am sure that I saw it. But I also have the recollection that it didn't mean anything to me, I am sorry to say, until after the assassination when it was tied in with previous conversations.

(Pause)

Mr. Goldsmith. For summary purposes, then, it would appear that if standard procedure was followed, you would have received that transcript within a few days of the intercept having been made?

Mr. Phillips. Yes.

Mr. Goldsmith. And your recollection, I guess, based both upon the testimony from November of '76 that you read this afternoon, and any further thoughts that you had, is that you did in fact receive this transcript prior to the time that the cable went out October 9th, '63.

Mr. Phillips. I am sure I must have. I don't recall specifically that I did. As I explained before, I was in the process in Mexico City of changing from one job to another, doing two jobs, and Mr. Robert Shaw was the man who really was sort of the detail man on these Cuban operations at that time.

Mr. Goldsmith. You also indicated this morning that your testimony, based upon the transcript, the testimony that

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1 you gave to the Committee in November '76 was based upon  
2 information acquired after the assassination.

3 Is that an accurate statement, or is that a statement you  
4 would now like to qualify?

5 Mr. Phillips. Well, what I said, counselor, was that  
6 after that number of years, there are so many things that I  
7 had read in magazines and heard on television talk shows and  
8 that sort of thing, that it sometimes has been very difficult  
9 for me, as it continues to be today, to remember when some-  
10 thing comes up about the Oswald visit to Mexico whether I  
11 have read that in the National Inquirer, or whether it is  
12 something from my own memory.

13 Mr. Goldsmith. In the specific context of your testimony  
14 before the Committee in November of '76, is it accurate to  
15 say that the only time you ever indicated to Mr. Sprague, who  
16 was the lawyer that was questioning you, that you were basing  
17 statement upon after acquired information was in reference  
18 to a quotation that appeared in a Washington newspaper quoting  
19 you, and other than that you never indicated to Mr. Sprague  
20 that your testimony before the committee that day was based  
21 upon after acquired information?

22 Is that an accurate summary?

23 Mr. Phillips. I think that is accurate. That testimony  
24 was preceded the previous day -- I think that testimony was  
25 some three and a half hours. It was preceded by a day of

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questioning by staff members which lasted I believe six hours, and during that time I may have made some reference, but yes, I didn't make a great point of saying that I was telling him things that I might have gotten somewhere else. I was trying to tell him things that I remembered to the best of my ability.

Mr. Goldsmith. Mr. Phillips, are you certain that prior to the 10/8, the October 8 cable being sent to CIA headquarters, that you discussed this with Mr. Manell in Mexico City? By discussed this, I am referring specifically to Oswald's contact with the Soviet embassy?

Mr. Phillips. Yes, I believe we did discuss it.

Mr. Goldsmith. Do you remember where you were when you discussed it?

Mr. Phillips. Either Mr. Manell walked into my office or I walked into his office. I think it may have been the latter, and we discussed -- I believe he said have you seen this or vice versa, or I brought up the subject some way, but I definitely remember reading it in its typed draft before it was a telegraphic message.

Mr. Goldsmith. Are you certain, Mr. Phillips, that at that time, which would be on or about October 8th, 1963, you were in Mexico City?

Mr. Phillips. I left Mexico City at one time during that period to go to the funeral of a nephew who had been killed

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1 in an automobile accident, but I certainly don't recall that it  
2 was at that time. No, I believe I was there. I can't be  
3 absolutely positive. I may have -- often we went back and  
4 forth to headquarters for consultation, and I made that trip,  
5 but I don't remember being out of Mexico City at that time.

6 Mr. Goldsmith. I would like to ask you now to refer to  
7 CIA Document No. 11.

8 Mr. Phillips. All right, sir.

9 Mr. Goldsmith. This is a cable to the Mexico City  
10 station and others from the Director, is that correct?

11 Mr. Phillips. Yes.

12 Mr. Goldsmith. And the date is September 30, '63?

13 Mr. Phillips. I see here something that looks --

14 Mr. Goldsmith. Upper left hand corner, 30 September '63.

15 Mr. Phillips. Yes, 30 September '63.

16 Mr. Goldsmith. Without reading through the entire cable,  
17 would you please take a look at page 12, CIA No. 12, and read  
18 what is written there.

19 (Whereupon, the witness read the document.)

20 Mr. Goldsmith. Michael D. Choaden refers to you, does  
21 it not?

22 Mr. Phillips. Yes, that is I.

23 Mr. Goldsmith. And it indicated that at least at that time  
24 September 30th, you were presently TDY Headquarters. What does  
25 TDY mean?

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1 Mr. Phillips. Temporary duty.

2 Mr. Goldsmith. Yes. So we know now that September 30th,  
3 according to this cable, you were in headquarters.

4 Is that correct?

5 Mr. Phillips. Yes, that's correct, yes.

6 Mr. Goldsmith. Now, before you indicated that you  
7 thought you were in Mexico City. Do you have any basis for  
8 being able to explain why you thought you were in Mexico  
9 City at that time?

10 Mr. Phillips. Only that I don't recall even now why I  
11 was in Headquarters on this TDY.

12 Mr. Goldsmith. I only have one copy of the next document  
13 I am going to show you.

14 Mr. Preyer. May I just ask, where is headquarters? Is  
15 that Washington or --

16 Mr. Phillips. Yes, sir, that would be in Washington.

17 Mr. Goldsmith. Mr. Chairman, I only have one copy  
18 of this Agency document, so I will have the witness read it.  
19 I am referring now to CIA document 252. It is not a good  
20 quality copy, but could you try to read to the Committee  
21 this section?

22 Mr. Phillips. Mr. David Phillips, newly assigned chief,  
23 PB room in Ops -- that means Cuban operations -- in Mexico  
24 will arrive 7 October Eastern Air Lines for two days consultation.

25 This is to the station in Miami.

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1 Mr. Goldsmith. Right.

2 Does that -- go ahead.

3 Mr. Phillips. Not necessary meet or make reservations for  
4 Mexico. Mr. Phillips ETA 9 October on Guest Air Lines.

5 So this would be a cable from headquarters saying that I  
6 was stopping by in Miami for two days.

7 Mr. Goldsmith. My first question is, the cable refers  
8 to you in your true name, does it not?

9 Mr. Phillips. Yes.

10 Mr. Goldsmith. Would that be in keeping with Agency  
11 procedure, sending a cable referring to a case officer by his  
12 true name?

13 Mr. Phillips. It would be done in a case like this where  
14 in Mexico, of course, they would know my pseudonym, and in  
15 headquarters they would know my pseudonym, but not necessarily  
16 in a third station such as Miami.

17 Mr. Goldsmith. And my next question is, according to the  
18 cable, it indicates that your return in Mexico City was estimated  
19 to be October 9th --

20 Mr. Phillips. Yes.

21 Mr. Goldsmith. 1963.

22 So it seems to indicate that at the very least, from  
23 September 30th, '63 until October 9th, 1963, you were not in  
24 Mexico City.

25 Mr. Phillips. It certainly does.

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1 Mr. Goldsmith. Do you recall now where you were at that  
2 time?

3 Mr. Phillips. It was during this period that I learned  
4 that I was going to be shifted from one job to another and  
5 go to Cuban operations, so I obviously went back to headquarters  
6 to discuss Cuban operations, and on the way stopped because  
7 Miami was concerned with Cuba, on the way back.

8 Mr. Goldsmith. Well, it would seem that the more  
9 fundamental question is not even so much do you recall where  
10 you were, but on what basis you gave testimony to the  
11 Committee in November of '76 and earlier today describing  
12 conversation that you had with Mr. Manell and the cable that  
13 was to be sent out when in fact you weren't even there.

14 Mr. Phillips. Yes, it does.

15 Mr. Goldsmith. Is there any way that you could explain  
16 that?

17 Mr. Phillips. No, sir, I cannot.

18 The only explanation that I can give is that I was  
19 suddenly involved in this Cuban business at a time when a  
20 lot was happening, and that when I was asked to testify in  
21 1976, so many years later, my recollection of the events was  
22 that I was involved in Cuban matters, as indeed I would have  
23 been during that temporary duty in headquarters. I did not  
24 know -- I did not recall that I was at headquarters during  
25 that time.

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1 Mr. Goldsmith. So at the very least, the conversation  
2 with Mr. Manell never took place.

3 Mr. Phillips. If that cable went out on the 10th, and  
4 I didn't --

5 Mr. Goldsmith. It went out on the 8th --

6 Mr. Phillips. On the 8th.

7 Mr. Goldsmith. Mexico City Station, to headquarters.

8 Mr. Phillips. No, not before it went. I obviously was  
9 mistaken.

10 Mr. Goldsmith. There were also conflicts between your  
11 description of the cables and the cables that we went over  
12 this morning.

13 Without going over the conflict again, is there a way  
14 that you can explain the discrepancies?

15 Mr. Phillips. The best explanation for the discrepancies  
16 I have is what I was referring to this morning saying that  
17 I would like to talk about the background under which I gave  
18 that testimony in 1976, what instigated it, and you said that  
19 I would have five minutes later to explain that, and it is,  
20 to me, the explanation of discrepancies in that testimony of  
21 1976.

22 Mr. Goldsmith. I think now might be an appropriate time  
23 to give you a chance to discuss that.

24 Mr. Phillips. All right.

25 I retired from the CIA in 1975 to form this organization.

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1 One of the things that I did frequently, on a daily basis, was  
2 talk to newspaper people. Our organization is sort of active  
3 as a clearing house for the press on intelligence matters.

4 As a former newspaper man, I felt I knew how to talk to  
5 newspaper people, and so I talked to them, and during when a  
6 period when I literally have now talked to several hundred  
7 newspaper people, only on two occasions did I think that I  
8 was taken, and one of them was by an article in the Washington  
9 Post by Mr. Ron Kessler which came out the day before my  
10 testimony and was the reason that I was called down to  
11 testify.

12 Mr. Kessler contacted me. We had a long lunch. We had  
13 a second lunch. He talked to me on the phone a number of  
14 times. A number of weeks went by, and he was talking about  
15 Mexico City at the time of the Kennedy assassination, and  
16 trying to get me to tell him everything he could. I didn't  
17 realize until after the story came out, really, or towards  
18 the very end of my conversations with him, that apparently Mr.  
19 Kessler had talked to two other people who were in Mexico, a  
20 translator and a secretary, and he told me that they said that  
21 Lee Harvey Oswald told the Soviets that he wanted his ticket  
22 paid for and he had lots of fabulous information to give them  
23 and this, that and the other.

24 When a newspaper man talks long enough, sometimes you  
25 find yourself agreeing with him on the basis of facts that

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1 don't really exist. For instance, during those conversations  
2 he said, well, I already know the whole story. Here I have  
3 all the documents I received under the Freedom of Information  
4 Act, the cables and that sort of thing.

5 So I half came away from my conversations with Mr.  
6 Kessler having absorbed some of the things that he was saying.

7 The second part of that thing was that I had a book that  
8 was about to be published. I was engaged in the business of  
9 trying to make a living by lecturing. I was on television  
10 shows and that sort of thing, and I don't think there is  
11 any question in my mind that at that time I tended to perhaps  
12 overdramatize a little bit my role. After all, if you write  
13 a book and spend a year doing it, you hope it will be sold  
14 and all that sort of thing.

15 Since that time, although I have continued this public  
16 activity, I have tried to be very, very careful, and I am  
17 not especially proud of the accuracy of that testimony, and  
18 I certainly am really surprised to realize that I was out  
19 of town for that period, even though it was still on Cuban  
20 matters. That is the best explanation I can give you, sir.

21 Mr. Preyer. We have a vote on the floor, if you are at  
22 a convenient breaking point here.

23 Mr. Goldsmith. I am.

24 Mr. Preyer. Would that suit you gentlemen?

25 We will take a ten minute recess to vote at this time.

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(A brief recess was taken.)

Mr. Preyer. The Committee will resume.

Mr. Goldsmith. Mr. Phillips, we have just had a brief recess, so for purposes of summarizing, I would like to review your last statement.

First, we have a situation here where there are conflicts between your version of the cables as described in your testimony in 1976 and the cables we showed you today. We also have conflicts between the transcripts that you talked about, or the one transcript in particular that you discussed, and those that we showed you today, and we have a situation where you were absent from Mexico City, and yet you told the Committee in November of '76 that you had signed off on a cable, that you had had a conversation with Mr. Manell, and also that you had in fact seen the transcript when you couldn't have seen it until sometime after that.

Your explanation I believe in part is that you attributed this to a conversation that you had with a newspaper man, and also that before the Committee you overdramatized your role.

Is that an accurate statement?

Mr. Phillips. I hope that I didn't do it before the Committee. I think what you have said is accurate. I do not recall, did I say that I remembered distinctly signing off on the cable, or that under the circumstances I would?

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1 In any event, I accept what you have said as a valid  
2 summary of what happened.

3 Mr. Goldsmith. Did anyone at the Agency -- and by Agency  
4 I am referring to the CIA -- instruct you or ask you to give  
5 that testimony in November of '76?

6 Mr. Phillips. Absolutely not.

7 Mr. Goldsmith. Having read that testimony during the  
8 afternoon recess, were there any other parts of it that you  
9 found to be untrue?

10 Mr. Phillips. Well, in reading it this afternoon and  
11 looking back, I felt that I certainly had exaggerated the  
12 extent to which I was pushing Mr. Manell, and I now know why.  
13 I wasn't there to push him and so forth. But I don't recall  
14 any specific thing that was untrue, no.

15 Mr. Goldsmith. Mr. Chairman, any questions?

16 Mr. Preyer. Mr. Sawyer?

17 Mr. Sawyer. I'll pass.

18 Mr. Preyer. Mr. Fithian?

19 Mr. Fithian. I have no questions on this part. We are  
20 going on with some others.

21 Mr. Goldsmith. Yes, we are.

22 Mr. Dodd. This is the questioning you are completing  
23 here regarding what we were on this morning, Counselor? Is  
24 that correct?

25 Mr. Goldsmith. Yes.

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Mr. Dodd. Did you have any questions, Mr. Chairman,  
that you were going to ask?

Mr. Preyer. Well, if you have a further area to go  
into, I will withhold my questions until such time as you may  
have finished.

Mr. Goldsmith. I do have another area.

Mr. Preyer. I will withhold at this time.

Mr. Dodd. I will withhold as well.

Mr. Goldsmith. Fine. Thank you.

Mr. Phillips, when you were in Mexico City in 1963,  
were you at one time Chief of Covert Action?

Mr. Phillips. Yes, I was.

Mr. Goldsmith. When?

Mr. Phillips. From the time of my arrival, which was  
the fall of 1961 until sometime in 1963.

Mr. Goldsmith. What does the term "covert action" mean?

Mr. Phillips. In its broadest sense, it is the propaganda,  
political action type thing. In this case, primarily it  
had to do with Cuba because the Cuban embassy in Mexico City  
was a focal point for their propaganda activities, and throughout  
Latin America they were sending couriers through and that  
sort of thing.

So in effect, as opposed to regular intelligence operations,  
running agents and getting information, I was more concerned  
with the media, not only in Mexico, but in Latin America,

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1 providing materials for it, and trying to counter Cuban  
2 influence.

3 Mr. Goldsmith. So your major target then was Cuba, is  
4 that correct?

5 Mr. Phillips. Yes.

6 Mr. Goldsmith. And your goal would be to counter Cuban  
7 influence.

8 Mr. Phillips. Yes, and part of my job was Soviet influence  
9 as well, but it was largely Cuban, some Soviet.

10 Mr. Goldsmith. Understood.

11 Would you define for the Committee what the term "asset"  
12 means in Agency jargon?

13 Mr. Phillips. Well, generally speaking -- a lot of  
14 people use different definitions, but to me an asset is  
15 someone who isn't necessarily an agent, isn't necessarily  
16 on your payroll, someone who is cooperative with you, someone  
17 who on a witting basis knows they are helping you get a  
18 job done. Sometimes that can sort of spill over and say  
19 our assets include this agent who we pay and so forth.

20 So often it is used in the sense of someone who simply  
21 is either manipulable or someone who is helping you because  
22 they believe in the same things that you believe in or  
23 that sort of thing, and it can on some occasions refer to  
24 an agent.

25 Mr. Goldsmith. For purposes of consistency, now, if you

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were working with a journalist -- this is by way of an example -- on a propaganda operation, assuming all this is on a witting level, would you characterize him as an agent or as an asset?

Mr. Phillips. Generally as an agent. I think it would depend on the audience you were talking to. If you were in a group here in Washington with people from different agencies, you might say we have an asset who can arrange this, but certainly in-house you would be more inclined to say "agent" than "asset", but it could be used both ways.

Mr. Goldsmith. How specifically would you carry out a particular propaganda operation? For example, if you wanted to generate a particular story, what ways would you go about doing that?

Mr. Phillips. Well, often the stories you wanted to generate were the result of some sort of instructions from headquarters, perhaps just from Mexico, perhaps worldwide, perhaps for Latin America, in which we have the following points that we want to make, and specifically, you would go out and you would meet your agent or your asset, but generally your agent, and say look, what do you think about this, and he would usually agree with you and write, say, an editorial or a news story which made that point.

Mr. Goldsmith. Did you work with your agents personally or did you direct their work through one of your CIA

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subordinates?

Mr. Phillips. In a few cases I worked with them personally. However, there were other people who were subordinate who handled more people than I did.

Mr. Goldsmith. Well, when you say in a few cases, how many?

Mr. Phillips. On a regular basis, I think I really probably met with about two at a time, perhaps, something like that, of foreigners, of Mexicans, of foreigners. Then I might go out and see an American who in turn was working with them, but usually two or three, something like that. Not much more.

Mr. Goldsmith. I am not sure that I understand the answer. Two or three meaning what, during a particular time period, a month or a week you might see two or three agents directly?

Mr. Phillips. I might see them once or twice a week. What I am referring to is that I felt that I was the case officer for, I was the guy who went out and talked with, say, two or three of these agents at a time.

Mr. Goldsmith. So as a matter of routine, you would work directly with your agents, on some occasions. On other occasions you would work through subordinates.

Mr. Phillips. Yes.

Mr. Goldsmith. To what extent did you use one technique more than another?

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Mr. Phillips. I used the -- I did more sort of management than I did case officer work. That is, Mr. Shaw and someone working with Mr. Shaw would go out to meet people more frequently than I would. Then I would also go out and I would meet with an outside American who was not attached to the embassy who had agents working for him, and I would meet with him and plan what those agents would do at his direction.

But I would never meet those agents, or very seldom.

Mr. Goldsmith. Did any of the Cuban exile organizations that were in existence during the time you were in Mexico City have representatives in Mexico City?

Mr. Phillips. Yes, I believe that all have representatives in Mexico City.

Mr. Goldsmith. And did you use any of them in your covert action operations?

Mr. Phillips. We had contact with them and this and that and the other. We used one group of Cubans which was not really so much an exile organization but a group of Cubans who worked together at our direction. But in speaking of the different political groups, at different times from Mexico, a lot of them were met by people there, but I don't recall of any particular group that we worked with on a consistent basis.

I noticed in one of these cables I just read that it had to do with a group called the JURE and so forth. Obviously they had made contact

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they had made contact with us.

But I do not recall specific groups that we worked with from Mexico City.

Mr. Goldsmith. And you mentioned before that you did work with a specific group of Cubans.

Was that your own developed group?

Mr. Phillips. Yes, because -- one of the things they did, for instance was they had a reception center where people coming out of Cuba would be debriefed, and they would meet them just after they had come out and they would ask them questions that we prepared for them to gather information.

The sort of cover for the operation was the humanitarian. one of telling these people where to go to find a place to stay and this and that and the other. Our primary interest, however, was to gather intelligence from them by debriefing them.

Mr. Goldsmith. While you were in Mexico City, and after the assassination of the President, did you ever undertake any propaganda operation that pertained to the assassination of Mr. Kennedy?

Mr. Phillips. I don't recall that I did. I recall at a later date a message coming out from headquarters which went to a number of stations which talked about steps which could be taken to counter the stories going around saying that the CIA was involved, but I recall that as being after

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I left Mexico. I don't recall any such undertaking in Mexico.  
It could have been, but I don't think so.

Mr. Goldsmith. Okay.

After you left Mexico, what specific propaganda operation were you involved in with regard to the assassination?

Mr. Phillips. I don't recall that I was. I do recall that there was what is known as a book message that went to a number of stations which said, look, here is another viewpoint about the stories that are going around. It specifically referred to Mr. Mark Lane and said try and do this.

Now, I don't -- I was asked this once in a public debate and I believe I thought at the time it was Venezuela. It was more likely now, I think, when I was in the Dominican Republic, and when we were so busy in the Dominican Republic that we noted that message, but I am not sure if we did anything about it.

Mr. Goldsmith. Okay.

While you were in Cuba, were you also involved in covert action as you just described that term?

Mr. Phillips. Yes, I was.

Mr. Goldsmith. And was your job description there similar to the one that you just gave us in Mexico City?

Mr. Phillips. No, it was not.

The reason was that when I went to -- and I was in Cuba on two occasions. The first -- on the first occasion I was

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there as a staff officer of the CIA, under cover, using the cover of my lectures. I had been lecturing on Latin America previously, and so I was a covert action officer then.

I returned to Cuba in 1958, after having resigned from the Agency, to establish a public relations firm. I was going to make a million dollars type thing. I did retain, however, an association with the Agency because they asked me if I would work on a contract basis, and they gave me a much smaller amount of money, and I worked. However, I concentrated -- I didn't do the -- the covert action was almost purely propaganda type work and working with groups that weren't revolutionary groups, such as students and labor and that sort of thing, but not political groups.

Mr. Goldsmith. During the time that you were in Cuba did you ever use the operational alias Mr. Abbott?

Mr. Phillips. I think I -- that sounds familiar. I might very well have used that.

Mr. Goldsmith. And while you were in Cuba, did you tend to have more direct personal contact with your agents or assets than you did in Mexico City?

Mr. Phillips. I would say less, because it seems to me there were a lot less agents.

Mr. Goldsmith. But on a relative basis, did you tend to have more --

Mr. Phillips. The first time, when I was in Chile, 1955,

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1 '56, more or less the same; the second time greatly reduced.

2 Mr. Goldsmith. You just said Chile. You mean Cuba?

3 Mr. Phillips. I meant Cuba, of course.

4 The second time greatly reduced because that was when I  
5 was starting a public relations firm and was only spending  
6 literally part time on that.

7 Mr. Goldsmith. While you were in Cuba in I believe 1958  
8 through 1960, was it, did you ever start spending full time  
9 activity on covert action operations?

10 Mr. Phillips. In the sense that I was working, yes,  
11 because the public relations business went out of -- there was  
12 no public relations business, so when I was -- before I  
13 left Cuba, there simply was none of that. So any work I did  
14 was for the CIA, but it wasn't full time.

15 Mr. Goldsmith. What happened to your agents in Cuba  
16 after you left, do you know?

17 Mr. Phillips. I think generally the answer is that they  
18 went into exile.

19 Mr. Goldsmith. So most of them went to the States?

20 Mr. Phillips. Yes, I would guess so.

21 Mr. Goldsmith. And did you ever use any of them again?

22 Mr. Phillips. Yes. Now, wait a minute. I certainly used  
23 some of my assets, people I had known there, especially people  
24 who were in the newspaper business, and who then I would  
25 approach -- I approached in Miami at the time of preparations

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for the Bay of Pigs, and saw to it that they got out exile editions of their newspapers.

Mr. Goldsmith. Were any of these assets involved in propaganda activities pertaining to the assassination?

Mr. Phillips. Not that I recall.

Mr. Goldsmith. Do you know a man known Salvatore Diaz Verson? Salvatore Diaz Verson?

I believe he was a Cuban journalist.

Mr. Phillips. I don't recall. I might have, but I don't recall him.

Mr. Goldsmith. Did you ever have any operational involvement with him for the CIA?

Mr. Phillips. I knew so many Cuban newspaper men, I was associated with a newspaper there in the sense that I wrote a column for it. I knew a lot of them. I was in the public relations business, or I tried to when I first got there. That, I might very well have but I don't recall any specifics of it.

Mr. Goldsmith. So you might have had operational activity or involvement with him but you don't recall the specifics.

Mr. Phillips. I might have, yes.

Mr. Goldsmith. Turning to your --

Mr. Phillips. I am sorry, what was the matronymic, the third name?

Mr. Goldsmith. Verson, V-e-r-s-o-n.

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Mr. Phillips. The name seems familiar to me, but I  
don't recall the operational activity.

Mr. Goldsmith. He was an individual who was the source  
of a story that Oswald was seen with Sylvia Duran and a Cuban  
government official in a cafe sometime in October of '63?

Mr. Phillips. (The Witness nods in the negative.)

Mr. Goldsmith. You are shaking your head so I take it  
it doesn't ring a bell.

Mr. Phillips. No, it doesn't -- it is not ringing bells.

Mr. Goldsmith. Turning to your work --

Mr. Phillips. Salvadore Diaz Verson.

Mr. Goldsmith. Right.

Mr. Phillips. The name is familiar. It seems to me that  
I am now recalling that name in an extremely right wing Cuban  
editor or something like that?

Mr. Goldsmith. If you determine who that individual is  
after you leave the hearing room today, would you contact the  
Committee and give us that information?

Mr. Phillips. Of course I will.

Mr. Goldsmith. Thank you.

Mr. Phillips. I do now -- the bell is ringing that that  
is the name of an extremely right wing, conservative Cuban  
journalist of some kind.

Mr. Goldsmith. Do you recall now whether you had any  
operational involvement with him?

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Mr. Phillips. NO, I don't recall that I was connected with him. I may have been.

Mr. Goldsmith. Turning now to your work with the CIA in regard to the Bay of Pigs operation, did you also work on the covert action area in this particular regard?

Mr. Phillips. Yes, in a limited sense. I did not work on the political side, talking with the political groups. That was the job shared by two other people, at one time Howard Hunt did it. My work was propaganda primarily, the construction of a large radio station in the Caribbean, financing of exile newspapers so it was more propaganda type work, groups of doctors who would make statements and that sort of thing. It concentrated on the propaganda.

Mr. Goldsmith. In this particular case, did you have direct contact with your agents and assets?

Mr. Phillips. Yes, I did.

Mr. Goldsmith. On a frequent basis?

Mr. Phillips. Not frequently because I was stationed in Washington and they were generally operating out of Miami, and someone from our Miami office would see them on a regular basis. But I flew to Miami frequently and would meet with them and would see them.

Mr. Goldsmith. During your experience with the CIA, did you ever train any assets or agents in "psychological warfare"?

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1 Mr. Phillips. Certainly not in a formal sense. I would  
2 in talking with them about radio broadcasts and things like  
3 that, I tried to give them the lessons of my experience, don't  
4 be too obvious with this point. If you think that you are  
5 going to defend Batista and be welcome back in Cuba, you are  
6 crazy, that sort of thing.

7 Mr. Goldsmith. Did you ever have any type of training  
8 sessions at the Berlitz Language School in Cuba?

9 Mr. Phillips. Training sessions at the Berlitz Language  
10 School. No. As a public relations client, when things weren't  
11 going very well with my public relations firm and I was  
12 taking French lessons, and I -- how did this -- I had French  
13 lessons from a Berlitz teacher, and I didn't pay them for  
14 the French lessons and they didn't pay me for some propaganda  
15 advice. There was an American who was running that office,  
16 but no, I don't recall using their school. I had an office  
17 and the French teacher came to my office.

18 Mr. Goldsmith. Did you ever work in Havana with a person  
19 whose name was Melton?

20 Mr. Phillips. That may have been the name of the man  
21 at the Berlitz school, but I am not -- I can't recall for  
22 sure.

23 Mr. Goldsmith. What happened to your agents and assets  
24 whom you worked with in the Bay of Pigs operation after the  
25 operation failed?

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1 Mr. Phillips. Some continued in the Miami exile  
2 community. They went into radio stations and started their  
3 own programs. Some went into business, a number of different  
4 things.

5 Mr. Goldsmith. Were any of them involved in propaganda  
6 activities pertaining to the assassination of the President?

7 Mr. Phillips. If they were, I don't recall it. I am not  
8 aware of it.

9 Mr. Goldsmith. Did you know a man named Emilio Nunez  
10 Portuendo?

11 Mr. Phillips. Yes.

12 Mr. Goldsmith. Who was he?

13 Mr. Phillips. Emilio -- was he not at one time the, not  
14 the President of Cuba but the Chief of the Supreme Court or  
15 something very, very important and perhaps had something to  
16 do with, Ambassador to the United Nations, something like  
17 that?

18 I recall that.

19 Mr. Goldsmith. Did you ever work with him in any operational  
20 sense?

21 Mr. Phillips. I think I met him in Cuba. I can't recall  
22 that I worked with him in an operational sense.

23 Mr. Preyer. We have a vote on, I am sorry to say, but  
24 we will recess for approximately ten minutes.

25 (A brief recess was taken.)

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1 Mr. Preyer. The Committee will resume.

2 Mr. Goldsmith. Did you ever work with a man who was  
3 referred to as Douglas Gupton, G-u-p-t-o-n?

4 Mr. Phillips. Yes, I did.

5 Mr. Goldsmith. Was that his true name?

6 Mr. Phillips. No.

7 Mr. Goldsmith. What was his true name?

8 Mr. Phillips. Douglas Gupton was the alias, not the  
9 pseudonym but the alias that I always used for him and that  
10 he picked up from me because my two best friends in high school  
11 were a fellow named Douglas something and a fellow named  
12 Billy Gupton, and that is what I was referring to this morning.

13 Mr. Goldsmith. And what was his true name?

14 Mr. Phillips. Bill Kent.

15 Mr. Goldsmith. Bill?

16 Mr. Phillips. Kent, K-e-n-t.

17 Mr. Goldsmith. What kind of working relationship did  
18 you have with Douglas Gupton?

19 Mr. Phillips. Very close because he was the officer who  
20 went to Miami who in effect worked for me during the Bay of  
21 Pigs business in the Miami locale.

22 So he met lots of those people.

23 Mr. Goldsmith. So you were in Washington, D.C. --

24 Mr. Phillips. That's correct.

25 Mr. Goldsmith. And Gupton was in Miami.

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1 Mr. Phillips. Miami.

2 Mr. Goldsmith. Was he a reliable and competent person?

3 Mr. Phillips. Yes, quite.

4 Mr. Goldsmith. Are you sure that his last name was  
5 Kent?

6 Mr. Phillips. I think so, William Kent.

7 Is it something like that? But I think it is William  
8 Kent.

9 Mr. Goldsmith. And he was an Agency case officer?

10 Mr. Phillips. Yes, he was a staff officer for the Agency.

11 Mr. Goldsmith. Getting back for a moment to the question  
12 of propaganda or psychological training sessions in Cuba, to  
13 your knowledge did such sessions take place not necessarily  
14 in the offices of the Berlitz School in Havana, but in an office  
15 in the building in which the Berlitz School was located?

16 Mr. Phillips. I have no recollection of that.

17 Mr. Goldsmith. I asked you earlier about a man named  
18 Melton.

19 Mr. Phillips. Yes.

20 Mr. Goldsmith. Did you ever have any operational involve-  
21 ment for the CIA with this man Melton?

22 Mr. Phillips. I am not sure. If Mr. Melton was the man  
23 who ran the Berlitz School, I did not, unless there was one  
24 of those casual things of he was one of the friendly Americans  
25 who passed you information, and to that degree I might very

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well have because we became fairly friendly, but I don't recall that he was, had any -- that we asked him to provide cover or he ran a group. I don't recall that.

Mr. Goldsmith. Did he ever run any of these training sessions, propaganda or psychological warfare training sessions?

Mr. Phillips. Not to my knowledge.

Mr. Goldsmith. Did you have an office in the building in which the Berlitz School was located?

Mr. Phillips. I don't recall where -- I don't recall exactly where the Berlitz School was, whether it was in the same building I was in. I was in the building directly behind the Hotel Nacional, and I can't recall whether the Berlitz School was there or not. I didn't go to -- I went there once or twice to that thing, but I didn't go there for my classes.

Mr. Goldsmith. Did you know a person named Delphine Campanada?

Mr. Phillips. I don't recall that.

Mr. Goldsmith. To refresh your memory, would Delphine Campanada have been a person with whom Douglas Gupton worked?

Mr. Phillips. Very well could have been. He saw an awful lot of people. It is not ringing any bells with me right now.

Mr. Goldsmith. What about Ross Crozier, C-r-o-z-i-e-r?

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1 Mr. Phillips. That name is familiar.

2 Mr. Goldsmith. Is it true that for purposes of refreshing  
3 your memory that Ross Crozier was a CIA case officer who  
4 worked with the leaders of a Cuban group known as the DRE,  
5 Directorio Revolucionario Estudiantil?

6 Mr. Phillips. Are we talking about Miami or in Cuba?

7 Mr. Goldsmith. No we are talking about Miami now.

8 Mr. Phillips. While I think of it, there was an  
9 American who worked for me in Cuba, an elderly gentleman,  
10 and I have been trying to think of his name. I don't think  
11 it is Melton. It could have been but anyway, back to  
12 Cuba, to Miami.

13 That may very well have been, but I don't recall  
14 meeting with him. I may have during my trips to Miami.

15 Mr. Goldsmith. Did you work with this group, the  
16 DRE through Mr. Gupton?

17 Mr. Phillips. Yes.

18 Mr. Goldsmith. And this would be in propaganda related  
19 activities?

20 Mr. Phillips. Yes.

21 Mr. Goldsmith. So basically Mr. Gupton worked with the  
22 DRE under your direction.

23 Mr. Phillips. Yes, and he also met with a number of  
24 other people, people who were running radio stations and  
25 newspaper -- radio programs and exile newspapers.

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1 But the DRE was a very important student group, both in  
2 Cuba and later in Miami.

3 Mr. Goldsmith. Turning to another area, I believe at  
4 the beginning of your testimony today we first raised the  
5 question of your pseudonyms, and one of them was Michael  
6 Choaden?

7 Mr. Phillips. Choaden.

8 Mr. Goldsmith. Choaden, and what was the other one?

9 Mr. Phillips. Paul Langevin, Paul D. Langevin,  
10 L-a-n-g-e-v-i-n, something very close, but I think that is  
11 correct.

12 Mr. Goldsmith. Now, when you dealt with one of your  
13 assets or agents, what name did you use?

14 Mr. Phillips. I never used my pseudonym. The pseudonym  
15 was for internal CIA use, and I always used an alias except  
16 in those some cases when I used a true name, but I always  
17 used an alias.

18 Mr. Goldsmith. And how many operational aliases did you  
19 say that you may have had?

20 Mr. Phillips. Well, over a period of 25 years I suppose  
21 a hundred.

22 Mr. Goldsmith. And how would that work? You would have  
23 one alias that you would use with one individual and another  
24 alias that you would use with a second individual?

25 Mr. Phillips. Yes. Sometimes you would -- if you moved

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from one country to another and you might used the same alias you had used before simply because it was something you could remember, so you might use it with more than one agent. Often you would try and choose something that started at least with your initials, and that sort of thing, and I just used countless and different ones over the years.

Mr. Goldsmith. Was that standard practice for case officers to use that many operational aliases?

Mr. Phillips. Yes. I think it generally would be considered sloppy case officer work to use the same one for a long, long time with a number of different people. So often people would change them.

Mr. Goldsmith. But if you used as many as a hundred, wouldn't that make it difficult to remember which alias you used with a particular individual?

Mr. Phillips. Certainly it would. I certainly don't remember all the names that I used.

Mr. Goldsmith. Referring your attention now again to the time that you were in Cuba from 1958 to '60, did you ever know a man named Julio Lobo?

Mr. Phillips. Yes.

Mr. Goldsmith. And in what connection did you know Mr. Lobo?

Mr. Phillips. The connection began because Mr. Lobo's nephew, a man named Carlos Todd, was in a little theater group

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in which I was active. Julio Lobo was known to everyone in  
Cuba. He was the sugar tsar. I remember on one occasion  
I actually met with him. I believe it was in Cuba. It might  
have been later in Miami, but I actually met with Mr. Lobo.  
At that time he had gone to Spain to live, and it was either  
in -- it could have been in Washington but I believe it was  
in Cuba, but I do remember that on one occasion I actually  
met Mr. Lobo, I think only one time.

Mr. Goldsmith. Did you ever have any involvement with  
him in reference to your CIA activities?

Mr. Phillips. Mr. Lobo was considered an asset. He  
certainly was not a paid agent or anything like that. But  
yes, there -- I don't remember, an operation with him, whether  
we were just talking with him about propaganda or what, but  
what the specific was for that reason, whether we were asking  
him to cover some funds, pretend to be the source of some funds,  
I don't remember the exact reason.

Mr. Goldsmith. Did you have any operational activity  
with his nephew?

Mr. Phillips. Carlos Todd?

Mr. Goldsmith. Right.

Mr. Phillips. No. Carlos Todd was a very, very bright  
man, and I think he figured out very early in the game that  
I probably -- there was something funny about the fact that  
I was still living in Cuba without much public relations

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1 business, and this and that and the other, and I think he  
2 suspected that I was Agency, but I don't recall ever using  
3 him in an operational sense.

4 Mr. Goldsmith. Did you ever use Mr. Lobo for recruitment  
5 purposes, to recruit an agent?

6 Mr. Phillips. Now that you say that, it seems to me  
7 that perhaps that meeting with him had to do with something  
8 that was going on in Spain with some agent that we wanted to  
9 approach in Spain that he knew, possibly something like that.  
10 I don't recall the details.

11 Mr. Goldsmith. Did he ever suggest people to you to  
12 contact to use as agents?

13 Mr. Phillips. I am sure he did. I don't recall that he  
14 did to me specifically that one time we met.

15 Mr. Goldsmith. Have you ever heard of a person named  
16 Rufo Lopez Fresquet?

17 Mr. Phillips. Yes, I have.

18 Mr. Goldsmith. Who is that person?

19 Mr. Phillips. He was a government minister under Castro,  
20 one of Fidel Castro's original cabinet members who, like all  
21 the others, became disillusioned with Castro and came to this  
22 country. He was a very close friend of some friends of mine  
23 in the embassy, not connected with CIA, and I met him at some  
24 parties. I didn't have any personal relationship with him  
25 myself and never used him.

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Mr. Goldsmith. Did he ever assist the Agency in any way with regard to recruitment?

Mr. Phillips. Well, remember that I was on the outside in Cuba, so I can't say precisely what the people in the station did. They may have dealt with him. It was my understanding that he was a very close friend of the chief of USIA in Cuba, and if the Agency used him, I don't know it. I did not.

Mr. Goldsmith. What about a person named Mariada Arensburg?

Mr. Phillips. Yes.

11 Mr. Goldsmith. Would you tell the Committee who this  
12 person is?

13 Mr. Phillips. My children were going to a school, and  
14 Mariada Arensburg, an American woman, was the number two or  
15 three person running that school, the vice principal or  
16 something like that. I got to know her because of the school.  
17 I later found out -- I did not know it then -- that she was  
18 politically active in trying to help some of the school who  
19 were trying to leave Cuba and that sort of thing, and I  
20 remember that she was a particular friend of Rufo Lopez  
21 Fresquet.

22 Then Mrs. Arensburg came to the United States, and I  
23 did have operational contact with her there.

24 Mr. Goldsmith. And when specifically was this incident?

Mr. Phillips. This was during the preparations for the

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1 Bay of Pigs, and we were looking for someone who spoke perfect  
2 Spanish and knew Cuba to head a committee to cover some  
3 broadcasting activities, and she was hired for that purpose.

4 Mr. Goldsmith. Was that the only time that you used her?

5 Mr. Phillips. Well, I didn't use her at all in Cuba.

6 It was within -- that association was -- she stayed there for  
7 some time in that job. Yes, that is the only time I recall  
8 using her.

9 Mr. Goldsmith. Did you ever use her for recruitment  
10 purposes?

11 Mr. Phillips. No, I don't recall ever doing that.

12 Mr. Goldsmith. Did she ever suggest people to you to  
13 contact?

14 Mr. Phillips. Undoubtedly. We became very, very close  
15 friends, and we have seen each other frequently since those  
16 years, so undoubtedly she might have done some.

17 Mr. Goldsmith. What about a man named Jack Cogswell?

18 Mr. Phillips. Yes, an American businessman in Havana.

19 Mr. Goldsmith. Did you ever use him as a go-between  
20 between you and one of your agents or assets?

21 Mr. Phillips. I don't recall that I did. He might very  
22 well have been used by the station.

23 Can you do something to refresh my memory? That name  
24 is very familiar to me, an American businessman in Cuba.

25 Mr. Goldsmith. I am afraid I can't help you out on that.

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Mr. Phillips. Okay.

2 Mr. Goldsmith. Do you recall whether he may have helped  
3 you in your recruitment efforts?

4 Mr. Phillips. He may have because that name is very, very  
5 familiar to me.

6 I can't recall the instance if it is true.

7 Mr. Goldsmith. You will contact the Committee if you--

8 Mr. Phillips. I certainly shall.

9 Mr. Goldsmith. The name Samuel Kell, is that familiar?

10 Mr. Phillips. Vaguely.

11 Mr. Goldsmith. Could that person have been a military  
12 attache at the Havana embassy?

13 Mr. Phillips. Yes.

14 Mr. Goldsmith. Did you ever work with Mr. Kell?

15 Mr. Phillips. I did not.

16 Mr. Goldsmith. What about Ewing Smith?

17 Mr. Phillips. I don't recall that name.

18 Mr. Goldsmith. A political advisor at the embassy.

19 Mr. Phillips. Ewing Smith? I think that Ewing Smith  
20 must have not called himself Ewing but something else. I  
21 thought I remembered a man named David Smith who was a  
22 political advisor, but Ewing Smith I don't recall. But there  
23 was a man in the embassy named Smith.

24 Mr. Goldsmith. Have you ever heard of an organization  
25 called the Celula Fantasma?

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Mr. Phillips. I don't recall that.

Mr. Goldsmith. Do you recall ever attempting to penetrate that organization with an asset or agent?

Mr. Phillips. No, I don't.

Mr. Goldsmith. Mr. Phillips, you testified earlier that you were initially recruited by the Agency in Chile.

Mr. Phillips. Yes.

Mr. Goldsmith. When did you leave Chile?

Mr. Phillips. On the 14th of March of 1954.

Mr. Goldsmith. And after leaving Chile, were you ever involved in any CIA operations there again?

Mr. Phillips. In Chile?

Mr. Goldsmith. Right.

Mr. Phillips. Not in the country of Chile. I was, obviously, when I became the Chief of Latin American Operations, I directed things that went on in Chile, but I never returned to Chile for any CIA operations, no.

Mr. Goldsmith. Did you ever work with a man named Luis Posada?

Mr. Phillips. Yes.

Mr. Goldsmith. And who is Mr. Posada?

Mr. Phillips. I believe that he was a Cuban in Mexico City who ran this complex I was telling you about, the Cuban refugee center. I am not positive, but I know I worked -- that name is -- yes, I did work with him, and I think I

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recall that he was the man in Mexico City. I am not absolutely sure about that.

Mr. Goldsmith. What about a man named Lucillo Pena?

Mr. Phillips. I don't recall that one.

Mr. Goldsmith. Is it possible that you may have worked with Mr. Posada in reference to any Chile operations?

Mr. Phillips. Yes, it is quite possible.

Mr. Goldsmith. Did you ever work on any Castro assassination plots?

Mr. Phillips. I did not.

Mr. Goldsmith. In any manner whatsoever?

Mr. Phillips. No manner whatsoever. I didn't know about them until much later.

Mr. Goldsmith. Do you know a man named Victor Fernandez?

Mr. Phillips. I don't recall that name.

Mr. Goldsmith. What about Victor Ocarlos?

Mr. Phillips. No, sir, I don't recall that.

Mr. Goldsmith. What about a man named Antonio Veciana?

Mr. Phillips. Antonio Veciana?

Mr. Goldsmith. Yes.

Mr. Phillips. The only thing I know about Mr. Veciana is what I read in Jack Anderson's column and New Times Magazine.

Mr. Goldsmith. And what is that?

Mr. Phillips. I believe that Antonio Veciana was a man that I have met twice in my life, the first time under unusual

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circumstances, and the second time this morning when, I -- I presume that that was Antonio Veciana who came out of the hearings this morning while I was waiting in the hall.

Mr. Goldsmith. And when was the first time that you met Mr. Veciana?

Mr. Phillips. If the man I am talking about, the man who was there this morning, is Mr. Veciana, I first met him on the 18th of September of 1976 when the Association of Former Intelligence Officers was having a convention at the Reston Convention Center, on a Thursday and Friday. On Friday the 18th in the morning, there was a telephone call and they said they were calling from Senator Schweiker's office, and they wanted to know whether three representatives from Senator Schweiker's office could come to our convention, and so of course I said yes, we would be delighted to have them.

They arrived for lunch and so I had them sit at my table. One was a Mr. Fonzi.

Mr. Goldsmith. Fonzi?

Mr. Phillips. Fonzi. One was a young lady whose name I don't recall, and one was a man who was introduced to me only as "the driver."

We had lunch and then I was asked by Mr. Fonzi, I believe it was Mr. Fonzi, if I would mind answering some questions about the Kennedy assassination, and I said fine, how long will it take? And he said, it will take a couple of hours.

1 And I said really, that is very difficult for me because  
2 I was in charge of the convention and we were trying to make our  
3 schedule, but I did step into the hall, and at that time the  
4 man I believed to be Antonio Veciana put questions to me in  
5 Spanish, and we chatted for a while in Spanish. They left and  
6 I called Senator Schweiker's office and said I have just  
7 been asked questions about the assassination in Spanish. Is  
8 this man a member of your staff, because after we went in the  
9 hall he was introduced not -- no longer as the driver but as  
10 a member of Senator Schweiker's staff. So I called Senator  
11 Schweiker's office and said is this man, with whom I was  
12 speaking only Spanish, a member of your staff, and they said  
13 yes, he is.

14 I am putting together somethings here. A story came  
15 out in New Times Magazine which would indicate that Mr. Veciana  
16 was taken to that meeting, as it said in that magazine, to  
17 find out whether or not I was a man called Morris Bishop. The  
18 man who I think is Veciana I saw again this morning.

19 Mr. Goldsmith. Did Mr. Veciana identify himself at that  
20 time?

21 Mr. Phillips. No, he did not.

22 Mr. Goldsmith. Did anyone identify him as Veciana?

23 Mr. Phillips. No one identified him, gave him any name  
24 at all.

25 Mr. Goldsmith. Maybe I missed your answer, but how did

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you determine if that was Veciana?

Mr. Phillips. Because after I saw the magazine, in June of last year, a year later, the circumstances related in the magazine story were obviously describing the incident where this gentleman came out to see me. Then I read an exact -- the name was not used there. He was identified only as a Cuban exile known as Carlos. Then I read in Jack Anderson's column almost precisely the same story, that the man said -- the story that he gave about being given a large sum of money by the CIA for termination pay and this and that and the other, was the identical story, and in Jack Anderson's column it identified him as Antonio Veciana.

Mr. Goldsmith. Have you ever used the name Firgault, F-i-r-g-a-u-l-t?

Mr. Phillips. As I -- I have already said I have used so many names I don't remember, but I feel positive that I didn't use that name. I just can't see myself dreaming that one up.

Mr. Goldsmith. Have you ever used a Belgian passport??

Mr. Phillips. Never.

Mr. Goldsmith. Did Julio Lobo ever suggest to you that Veciana would be a good asset?

Mr. Phillips. Not that I recall. It could have been but I certainly don't recall it.

Mr. Goldsmith. I think these are important questions now.

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We should try to be as precise as we can so that we don't have  
the same situation with you coming back again.

Mr. Phillips. Right.

Mr. Goldsmith. I'll ask the question again.

Did Julio Lobo ever suggest to you that Veciana would be  
a good asset?

Mr. Phillips. I have no recollection.

Mr. Goldsmith. What about Rufo Lopez Fresquet, did he  
ever suggest to you that Veciana would be a good asset?

Mr. Phillips. He did not. He never -- I don't think that  
I have ever had a conversation with him except meeting  
him at a party. No, he did not.

Mr. Goldsmith. And what about Mariada Arensburg?

Mr. Phillips. No, I don't recall that she did.

Mr. Goldsmith. Have you ever used the name John Bishop?

Mr. Phillips. Not to my knowledge. I don't think so,  
no.

Mr. Goldsmith. Jim Bishop?

Mr. Phillips. No.

Mr. Goldsmith. Maurice Bishop?

Mr. Phillips. Definitely not.

Mr. Goldsmith. You are certain that you have never used  
the name Maurice Bishop?

Mr. Phillips. I have thought about that a lot since I  
have seen it in the public print, and I am sure that I never

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used the name Morris or Maurice Bishop.

Mr. Goldsmith. I would like to show you a picture at this time or a sketch, and Mr. Chairman, there is a copy of that sketch in the briefing book in the section pertaining to the previous witness, and I would like to ask you if you can identify that person.

Mr. Phillips. No, I cannot.

It looks like me. It looks more like my brother, but it looks like me.

Mr. Goldsmith. Has your brother ever worked for the CIA?

Mr. Phillips. No, he has not. He is an attorney. And he has stayed at his law firm in Fort Worth, Texas.

Mr. Goldsmith. Do you know of anyone in the CIA who has used the name Maurice or Morris Bishop?

Mr. Phillips. No, I do not.

Mr. Goldsmith. Mr. Chairman, I have concluded with this section of my questioning.

Mr. Preyer. Do you have some further questions?

Mr. Goldsmith. Some, yes, but I could use a few moments if you are going to be asking some questions.

Mr. Preyer. All right.

Mr. Fithian, any questions?

Mr. Fithian. No questions.

Mr. Preyer. Mr. Sawyer?

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Mr. Sawyer. I'll pass.

Mr. Preyer. Mr. Dodd?

Mr. Dodd. Well, I was going to take it back, if I could, Mr. Phillips, to your response to the questions regarding the cable traffic, and I wonder if you might just briefly explain again for us how it was, according to your assessment, based on the cable traffic that you had before you, the copies of the cable traffic, anyway, and your own recollection, how it was that the word "Henry", "Lee Henry Oswald" happened to appear in the cable traffic, and then, of course, the indication off the word "Henry" of sic, indicating that someone knew at that particular time that that was not the correct middle name of the individual?

Mr. Phillips. Well, sir, obviously in my earlier testimony my recollection was that the message that went from Mexico to the United States said we have a fellow down here named Lee Henry Oswald. After that testimony and after having seen the messages, I realize now, I am convinced now that my recollection of the Henry came not from Mexico but from that message from the United States. What the origin of it was, why someone thought it was Henry and why someone put the "sic" on it, I do not know, sir. I do not know why it appeared in that cable Lee Henry Oswald.

Mr. Dodd. Would the indication of that, of the "sic" have been a notation that would have been made in Mexico or

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in Washington?

Mr. Phillips. As I recall it, it was on a copy of the cable which arrived in Mexico. That would be the answer to your question.

But it seems to me, as I recall the indicators, but I am not positive about that.

Mr. Dodd. Normally you wouldn't make an annotation like that before sending a cable?

Mr. Phillips. No.

Mr. Dodd. You would retype the cable.

Mr. Phillips. Yes, you are probably right.

Mr. Dodd. So the conclusion one would reach was that that was an annotation made in Washington?

Mr. Phillips. Yes, I think you would, but I don't know, sir. I really don't know.

Mr. Dodd. Thank you. That is all.

Well, let me just -- one other point. Was there ever in your experience, knowing the chief there, what is his name --

Mr. Phillips. Winston Scott.

Mr. Dodd. Win Scott. Was he the kind of individual that would have interchanged or used interchangeably the words, the letters "aka" and "sic" interchangeably as having the same meaning?

Do you appreciate that?

Mr. Phillips. Yes. I don't think so. He was an

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intellectual. His great secret was that he wrote poetry. He  
didn't want anyone else to know that. He was very well educated,  
extremely well read, and no, he is not the kind of man --

Mr. Dodd.. He would appreciate the distinction.

Mr. Phillips. He would appreciate the distinction between  
the two.

Mr. Dodd. Thank you.

Mr. Preyer. You were Chief of Covert Actions in Mexico  
City in 1963.

Had you been in Mexico City in some other capacity for  
some time before that?

Mr. Phillips. Yes, sir, from the fall of 1961.

Mr.. Preyer. From the fall of '61?

Mr. Phillips. That was the period I was Chief of Covert  
Action, until 1963, when I then was told that my new job  
would be chief of Cuban Operations. But in many aspects, those  
jobs sort of overlapped in a way because so much of my work  
in covert action in the first, in '61-'62, had to do with  
Cuba.

Mr. Preyer. Still related to Cuba, did the reporter  
Ron Kessler contact you originally about the story?

Mr. Phillips. Yes, sir, he called me.

Mr. Preyer. All right, I have no further questions at  
this time.

Mr. Phillips. Counselor, is it out of line for me to

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1 make one other remark about Morris Bishop as I know the case,  
2 or should I just let that one go?

3 Mr. Goldsmith. Please do.

4 Mr. Phillips. If the stories which I have read in the  
5 Jack Anderson column are accurate, and that Mr. Veciana's  
6 story is that he worked for many years for the CIA and this  
7 and that and the other, and then was later given a large payment  
8 of \$150,000 or something to reward him for his service, I  
9 can't say about all the time that I was in the Dominican Republic  
10 and so forth, but as I recall it, those newspaper stories,  
11 if they are accurate, said that he says he received this  
12 large payment after I became the Chief of the Western Hemisphere  
13 Division back in Washington. I believe it said it was in  
14 September of '73. I became the chief in the summer of '73.

15 It is almost inconceivable to me that a payment of that  
16 sum could be made to a Cuban exile without my being aware of  
17 it. I certainly never signed off on that kind of payment, and  
18 as I recall the dates, I was sitting in that seat. So that  
19 meant that if he indeed did receive that kind of termination  
20 pay -- I have never heard of such a payment -- during that  
21 period, that Bill Colby must have done it, and I don't believe  
22 Bill Colby would have done it because he would have told me  
23 about it and kept me out of trouble.

24 But that one aspect I can say for the record quite surely,  
25 I really don't believe that anyone at CIA made a large payment

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1 in I think it was September of '73.

2 Mr. Goldsmith. Are you aware of any payments by anyone  
3 at the CIA to Veciana?

4 Mr. Phillips. None. Could have been.

5 Mr. Goldsmith. You said that you had a conversation with  
6 Veciana when you met him the first time.

7 Mr. Phillips. Yes.

8 Mr. Goldsmith. What was the substance of that conversa-  
9 tion?

10 Mr. Phillips. I was simply answering questions. He was  
11 asking me questions in Spanish.

12 Mr. Goldsmith. What were the questions?

13 Mr. Phillips. Oh, I don't know. I just -- I had the  
14 funny feeling when he was asking the questions that what he  
15 really wanted was to listen to my accent in Spanish. I was --  
16 thought the whole thing was strange because when he sat at  
17 the luncheon table, he didn't really eat very much. He spent  
18 all of his time looking around this room with some 275 former  
19 CIA people in it, as if he were looking for people. The  
20 questions had to do with, what were you doing in Miami,  
21 in Havana when you were there, this and that and the other.

22 I was quite, frankly quite surprised that I was being  
23 questioned in Spanish.

24 Mr. Goldsmith. Have you ever had any operational activity  
25 with a man named Gordon McClendon?

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1 Mr. Phillips. Operational activity?

2 No. Unusual social activity, including the time when  
3 I was going to school at William and Mary and I came to  
4 Washington to a now defunct girls' school in Silver Spring  
5 called National Park College, and when the prom was over I  
6 accepted a ride back to school with a convivial fellow.  
7 Unfortunately his school turned out to be Yale, and I went  
8 the wrong way, and it was Gordon McClendon who took me.

9 Since then we have become close friends and associates,  
10 but I have never had any operational activity with him whatsoever.  
11 ever.

12 Mr. Goldsmith. And where does he work now?

13 Mr. Phillips. Mr. McClendon manages his investments.  
14 He is an extremely, extremely wealthy man. Some of the  
15 Congressmen may remember the man known on radio known as the  
16 old Scotchman, who was the first man who recreated ballgames  
17 with sound effects records, and he became very, very wealthy,  
18 and I am now engaged with him in a television venture. But  
19 I have never had any CIA activity with him at all.

20 Mr. Goldsmith. Does Mr. McClendon do any work with your  
21 brother in Texas?

22 Mr. Phillips. No, I think not.

23 Mr. Goldsmith. Do they know each other?

24 Mr. Phillips. I am sure they have met because Mr.  
25 McClendon ran at one time for the U.S. Senate. He has been

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well known in that Dallas-Fort Worth area. I am sure they have met each other. Whether they are friends or not, I don't know.

Mr. Goldsmith. We chatted earlier during the recess, and I asked you some questions about Howard Hunt.

To your knowledge, did Howard Hunt and Frank Sturgis know each other during the time that the Bay of Pigs operation was under way?

Mr. Phillips. My -- I am not real sure about this, but I believe that Howard Hunt certainly met him during that period before the Bay of Pigs. Howard for a time was living in Miami and he met a lot of Cubans when he was down there, and I think in a previous conversation we had, we were discussing the fact that Sturgis was connected with Pedro Diaz Lunz. I believe that it was at that time that Howard first met him. I am not positive.

Mr. Goldsmith. Do you recall a conversation with Howard in which he mentioned Sturgis?

Mr. Phillips. No, I don't. I had so many conversations with Howard Hunt and I don't remember the name Sturgis coming up, no. It was only after the Watergate business that it really meant anything to me.

Mr. Goldsmith. What about the name Frank Fiorini?

Mr. Phillips- Yes, that name meant more because that was the one that you heard more. Certainly I have heard

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of Sturgis, and this and that and the other, but I don't recall specifically Howard bringing it up. He might very well have.

Mr. Goldsmith. Is it your feeling, nevertheless, that Hunt and Sturgis knew each other in '61?

Mr. Phillips. Yes, but I can't be positive that that is true. It is possible that Howard met him afterwards, but I am not -- I have a feeling that they knew each other before. But I just can't be sure.

Mr. Goldsmith. Did you ever see them together?

Mr. Phillips. Not to my knowledge. I could have.

Mr. Goldsmith. I am going to read you a list of names very quickly. The names are Jerry Buchanan, Hal Hendrix, Lonnie Hudkins, Jeremiah O'Leary.

Have any of these people ever served as your assets or agents?

Mr. Phillips. First of all, Jerry Buchanan is very familiar. One of the names you mentioned doesn't strike any bells. The two newspaper men, Hal Hendrix and Jerry O'Leary certainly do. Jerry O'Leary happens to be a very close personal friend of mine.

In neither case did either of these two newsmen ever work for me or work for the CIA to my knowledge. They certainly -- and I know that they didn't work for me. They were both newspaper men, perhaps, but the two of them were the two top

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experts --

2 Mr. Goldsmith. Which two are you referring to now?

3 Buchanan and O'Leary?

4 Mr. Phillips. No, not Buchanan. That's -- I just  
5 say that is familiar to me, but O'Leary and Hendrix.

6 Mr. Goldsmith. Hendrix.

7 Mr. Phillips. But when Hendrix, before he went to work  
8 first for Intercontinental Hotels and then ITT, was a top  
9 notch Latin American correspondent as Jerry O'Leary has  
10 continued to be, and so they did not fit in the category  
11 of assets or agents or anything else. They were certainly  
12 friendly newspaper people we exchanged information with. And  
13 one result of that is Jerry O'Leary is a close personal  
14 friend of mine. But he did not work for the Agency in any  
15 way.16 As you know, Hal Hendrix later became involved in the  
17 Chile-ITT business and he was not an employee of the Agency.18 Mr. Goldsmith. Have you ever given any of these  
19 individuals information pertaining to the assassination of  
20 the President?21 Mr. Phillips. Oh, yes, certainly. I don't know about  
22 Hendrix, I don't know whether I have him, but I have known  
23 Jerry so very well for so -- we have dinner together and our  
24 wives, and this and that and the other. He has been on the  
25 intelligence beat. He has followed up and I have told him~~SECRET~~

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my side of things, told him what I knew and this that and the other.

Mr. Goldsmith. Could you be more specific in terms of the information that you gave him?

Mr. Phillips. Only in the sense that I have known Jerry O'Leary for so many years that when we get together at dinnertime we talk about what is going on in Washington. I don't recall specifically.

I do recall specifically that I haven't talked to him about details of my testimony before this Committee in 1976, for instance, not that, but I certainly have talked with him about the assassination.

Mr. Goldsmith. And you don't recall the substance, right now?

Mr. Phillips. No. The general substance. I think I for the record should say that I have talked to a number of newspapermen generally about the assassination. I have been on the David Suskind talk show about it, etc., etc., etc.

Mr. Goldsmith. What about Jerry Buchanan?

Mr. Phillips. That name is familiar. I don't place it right now.

Mr. Goldsmith. You indicated that there were two people that you discussed the assassination with. O'Leary was one.

Who was the other?

Mr. Phillips. I suppose that I would say that I -- I

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would have to say that I discussed it with Hendrix because when  
I used to see Hendrix on many occasions we would talk about  
everything that had to do with Latin America and I just, I  
think it is inevitable that we must have talked about the  
Kennedy Assassination. He knew I was in Mexico City and  
so forth. I certainly don't recall any specifics.

Mr. Goldsmith. Finally, did Howard Hunt or Frank Bender  
ever ask you to help finance the repair of an airplane, a  
B-25 owned by Frank Sturgis?

Mr. Phillips. Well, if it was --

Mr. Goldsmith. I will give you more background. The  
purpose of this would have been to have had Pedro Diaz Lunz  
fly leaflet missions over Cuba.

Mr. Phillips. Yes, I recall that Howard -- I don't  
believe it was Bender because Howard and Bender hardly ever  
got together. They weren't getting along very well in those  
days, but I do have the recollection of Howard coming to  
me and talking about the airplane, and I sort of had the idea  
that I gave them some money so that this man could drop some  
leaflets or something like that, but now that you refresh  
my memory, I think it was to repair the plane so that they  
could do it.

Yes, I recall that, but I recall it being Howard Hunt  
and not Bender.

Mr. Goldsmith. So it was Howard Hunt, and would this be

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1 an example of a situation which leads you to believe that  
2 Hunt and Sturgis in fact knew each other?

3 Mr. Phillips. Yes, I think so. I recall that Howard  
4 Hunt's book mentioned the fact that he had come to me and  
5 I said sure, you can have some money for the plane or something  
6 like that.

7 Mr. Goldsmith. I have nothing further.

8 Mr. Preyer. Have you written a book or are you writing  
9 a book? Did I get that from the testimony?

10 Mr. Phillips. Sir, I have written a book which has  
11 now been published, and during - in 1976 when I appeared  
12 before you I submitted for the record at that time the pages  
13 of the book which had to do with the Kennedy assassination.  
14 Since then I have written another book which is going to be  
15 published in October, but it is fiction and it does not have  
16 to do with assassination, with the Kennedy assassination.

17 Mr. Preyer. For the record, I will ask, have you ever  
18 seen or ever met Lee Harvey Oswald?

19 Mr. Phillips. Sir, I have not.

20 Mr. Preyer. Are there any other questions that anyone  
21 has at this time?

22 Mr. Fithian. I would like to ask two very sweeping  
23 questions just to satisfy my own curiosity.

24 You have been pretty close to this whole story of the  
25 assassination, and were on the scene where part of it was

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1 played out.

2 Is it your judgment that Lee Harvey Oswald was a lone  
3 assassin?

4 Mr. Phillips. Sir, it is obvious that I don't have  
5 the information that you do, especially about Dallas.

6 But it is my belief that until I see some other evidence  
7 to the contrary, God knows I would like for it to come out  
8 that Fidel Castro was responsible or that the Soviets were  
9 responsible because there are so many people, especially on  
10 college campuses who are convinced the CIA did it. I found  
11 myself being accused publicly of perjury before the Congress  
12 by Mark Lane during debates on college campuses, so I would  
13 like for something like this to come out, but I know of no  
14 evidence to show that the Cubans or the Soviets put him up to  
15 it, and I just have to go along on the side that he was a  
16 kind of a loony fellow who decided to shoot the President, and  
17 he did. I just have to come down on that.

18 In a case on the west coast, two women tried separately  
19 to assassinate President Ford within a very short time of  
20 each other. We never hear the slightest suggestion that there  
21 was a conspiracy, and the reason, I believe, is that they  
22 missed. Lee Harvey Oswald didn't miss, and the American public  
23 doesn't want to believe that one man could murder Camelot.  
24 And so I come down on that side but that is just an opinion.

25 Mr. Fithian. And you have no inkling that anyone in

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the organized crime sector might have had any interest in  
this.

Mr. Phillips. No, sir, I do not.

The Chairman asked me a minute ago if I had known Lee Harvey Oswald. I have a number of children yet to go through college, and I am in the lecturing business, and I could quadruple my income overnight if I could change the title to the CIA Man Who Knew Oswald. I would make half a million dollars next year. But I don't know of any such connections.

Mr. Fithian. Thank you, Mr. Phillips.

Mr. Preyer. Thank you, Mr. Phillips.

As was indicated earlier, when we complete the testimony, we do make available to the witness an opportunity to make a statement for five minutes. If you have a further statement that you would like to make at this time we will be happy to hear it.

Mr. Phillips. Sir, I think I just made more statement than you would want to hear.

I would like to say I would be delighted to come back to this Committee any time and try to be as useful as I can.

Mr. Preyer. Thank you, Mr. Phillips. We appreciate that.

May I ask you for one thing. Could you provide us with a picture of yourself about the year 1963? If you are like me, you probably only have those high school pictures available?

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Mr. Phillips. Generally speaking, sir, spies don't  
keep a lot of pictures of themselves, but I have one of them  
in a Navy uniform in Mexico City about that time when I was  
in a play, and I was playing the part of a Naval officer, and  
it is about 1963, and I can provide the Committee with that.

Mr. Preyer. Thank you.

Mr. Goldsmith. Mr. Chairman, excuse me. I would like to  
interrupt. Before I forget, I would like to have the  
photograph we showed Mr. Phillips marked as JFK Exhibit 104  
and introduced into the record.

Mr. Preyer. Without objection, that is ordered, admitted  
in the record.

(The document referred to was marked  
as JFK Exhibit No. 104 for  
identification.)

Mr. Preyer. We appreciate very much your appearing here  
today, Mr. Phillips, and at this time we will excuse you,  
and I hope we haven't inconvenienced you too much. We  
appreciate your arranging your schedule to be here today.

The Committee will recess at this time until 9:00 o'clock  
tomorrow morning in room 1310 of the Longworth Building.

(Whereupon, at 6:08 o'clock p.m., the Subcommittee recessed,  
to reconvene at 9:00 o'clock a.m., Wednesday, April 26, 1978.)